

**U.S. District Court
Western District of Wisconsin (Madison)
CIVIL DOCKET FOR CASE #: 3:15-cv-00430-wmc**

Dunn, Phillip v. Secord, Ron et al
Assigned to: District Judge William M. Conley
Referred to: Magistrate Judge Stephen L. Crocker
Cause: 42:1983 Civil Rights Act

Date Filed: 07/09/2015
Date Terminated: 12/09/2016
Jury Demand: Both
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Phillip S. Dunn

represented by **Phillip S. Dunn**
325 Jackson St.
La Crosse, WI 54601
(608) 620-1619
Email: psd2269@email.vccs.edu
PRO SE

V.

Defendant

Elliott Levine
TERMINATED: 10/05/2015

Defendant

Jessica Skemp
TERMINATED: 10/05/2015

Defendant

Ronald Tischer
TERMINATED: 10/05/2015

Defendant

Patricia O'Neil
TERMINATED: 10/05/2015

Defendant

Ron Secord

represented by **Samuel C. Hall , Jr.**
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TERMINATED: 04/29/2016

Defendant

Andrew Dittman
TERMINATED: 10/05/2015

Defendant

Shawn Kudron
TERMINATED: 09/21/2016

represented by **Samuel C. Hall , Jr.**
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LEAD ATTORNEY
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Matteo Reginato
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TERMINATED: 04/29/2016

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TERMINATED: 04/29/2016

Defendant

Dan Ulrich

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Matteo Reginato
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Defendant

Nathan Poke

represented by **Samuel C. Hall , Jr.**
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Matteo Reginato
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TERMINATED: 04/29/2016

Remzy Bitar
(See above for address)
TERMINATED: 04/29/2016

Defendant

City of La Crosse, Wisconsin
TERMINATED: 10/05/2015

Date Filed	#	Docket Text
07/09/2015	<u>1</u>	COMPLAINT against All Defendants filed by Plaintiff Phillip S. Dunn. (Case randomly assigned to District Judge Barbara B. Crabb.) (Attachments: # <u>1</u> Envelope) (nl) (Entered: 07/10/2015)
07/09/2015	<u>2</u>	Motion for Leave to Proceed in forma pauperis by Plaintiff Phillip S. Dunn. (nl),(ps) (Entered: 07/10/2015)
07/10/2015	<u>3</u>	ORDER on ifp request: Plaintiff Phillip S. Dunn's <u>2</u> motion for leave to proceed without prepayment of fees is GRANTED. Complaint taken under advisement for screening. Signed by Magistrate Judge Peter A. Oppeneer on 7/10/2015. (nl),(ps) (Entered: 07/10/2015)
07/22/2015	<u>4</u>	Notice of Change of Address by Plaintiff Phillip S. Dunn (Attachments: # <u>1</u> Envelope) (nl),(ps) (Entered: 07/22/2015)
07/30/2015	<u>5</u>	ORDER dismissing plaintiff's <u>1</u> complaint with prejudice respect to his claims against defendants Elliot Levine, Jessica Skemp and Patricia O'Neil. Plaintiff's claims against defendants Ronald Tischer, Patricia O'Neil, Ryan Secord, Andrew Dittman, Shawn Kudron, Dan Ulrich, Nathan Poke and the City of La Crosse are dismissed without prejudice. Plaintiff may have until August 20, 2015, to file an amended complaint with respect to his claims against these defendants. Plaintiff's request to stay the case, dkt. # <u>4</u> , is DENIED. Signed by District Judge Barbara B. Crabb on 7/30/2015. (jef)(ps) (Entered: 07/30/2015)
08/19/2015	<u>6</u>	Disregard. Refiled as dkt. # <u>7</u> . (Dunn, Phillip),(ps) Modified docket text on 8/20/2015 (nl). (Entered: 08/19/2015)
08/20/2015	<u>7</u>	AMENDED COMPLAINT against All Defendants, filed by Phillip S. Dunn. (Dunn, Phillip),(ps) (Entered: 08/20/2015)
09/10/2015	<u>8</u>	Motion for Reconsideration by Plaintiff Phillip Samuel Dunn. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit,

		# <u>11</u> Exhibit, # <u>12</u> Exhibit, # <u>13</u> Exhibit, # <u>14</u> Exhibit, # <u>15</u> Exhibit, # <u>16</u> Exhibit, # <u>17</u> Exhibit, # <u>18</u> Exhibit, # <u>19</u> Exhibit, # <u>20</u> Exhibit, # <u>21</u> Exhibit, # <u>22</u> Exhibit, # <u>23</u> Exhibit, # <u>24</u> Exhibit) (Dunn, Phillip),(ps) (Entered: 09/10/2015)
10/05/2015	<u>9</u>	ORDER on Leave to Proceed: Plaintiff granted leave to proceed against Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. Leave to proceed denied and case dismissed against Elliott Levine, Patricia O'Neil, Jessica Skemp, Ronald Tischer, City of La Crosse, Wisconsin and Andrew Dittman. Service to be made by USMS. Plaintiff's motion for reconsideration is denied. Signed by District Judge Barbara B. Crabb on 10/5/2015. (jef),(ps) (Entered: 10/05/2015)
10/06/2015	<u>10</u>	Summons Issued as to Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. Forwarded to USMS for service. (Attachments: # <u>1</u> Summons as to Kudron, # <u>2</u> Summons as to Ulrich, # <u>3</u> Summons as to Poke) (jef),(ps) (Entered: 10/06/2015)
11/05/2015	<u>11</u>	Disregard. Refiled as dkt. # <u>16</u> . Modified docket text on 11/6/2015 (nln). (Entered: 11/05/2015)
11/05/2015	<u>12</u>	Corporate Disclosure Statement by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Bitar, Remzy),(ps) (Entered: 11/05/2015)
11/05/2015	<u>13</u>	ANSWER with Jury Demand by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Bitar, Remzy),(ps) (Entered: 11/05/2015)
11/05/2015	<u>14</u>	Notice of Appearance filed by Remzy Bitar for Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Bitar, Remzy),(ps) (Entered: 11/05/2015)
11/05/2015	<u>15</u>	Certificate of Service by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Bitar, Remzy),(ps) (Entered: 11/05/2015)
11/05/2015		Set Telephone Pretrial Conference: Telephone Pretrial Conference set for 12/8/2015 at 01:00 PM before Magistrate Judge Stephen L. Crocker. Plaintiff responsible for contacting the court at (608) 264-5153. Once plaintiff's call has been received, the court will then include counsel for defendant in the conference call. [<u>Notice Regarding the Telephone Preliminary Pretrial Conference</u> attached] (nln),(ps) (Entered: 11/05/2015)
11/06/2015	<u>16</u>	Notice of Appearance filed by Matteo Reginato for Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Reginato, Matteo),(ps) (Entered: 11/06/2015)
11/09/2015	<u>17</u>	Mail sent to Plaintiff Phillip S. Dunn returned as undeliverable re <u>9</u> Order on Leave to Proceed. (nln),(ps) (Entered: 11/09/2015)
11/09/2015		Plaintiff Phillip Dunn's address has been updated to 83 Boul St., West Salem, WI 54669 per his phone call to the clerk's office. (jef),(ps) (Entered: 11/09/2015)
12/08/2015		Minute Entry for proceedings held before Magistrate Judge Stephen L. Crocker: Telephone Preliminary Pretrial Conference – Pro Se held on 12/8/2015 [:20] (cak),(ps) (Entered: 12/08/2015)
12/11/2015	<u>18</u>	Pretrial Conference Order – Dispositive Motions due 5/16/2016. Final Pretrial Submissions due 11/4/2016. Responses due 11/18/2016. Final Pretrial Conference set for 11/30/2016 at 04:00 PM. Jury Selection and Trial set for 12/5/2016 at 09:00 AM. Signed by Magistrate Judge Stephen L. Crocker on 12/10/2015. (jef),(ps) (Entered: 12/11/2015)

03/18/2016	<u>19</u>	MOTION FOR INJUNCTIVE RELIEF (<u>Ex Parte Document</u>) by Plaintiff Phillip Samuel Dunn. (Attachments: # <u>1</u> Envelope) (elc),(ps) (Entered: 03/18/2016)
03/18/2016	<u>20</u>	Summary of Facts to Support Suspension or Termination of Probation as to case 14 CF 778 by Plaintiff Phillip Samuel Dunn. (elc),(ps) (Entered: 03/18/2016)
04/04/2016	<u>21</u>	ORDER denying <u>19</u> motion for injunctive relief. Signed by District Judge Barbara B. Crabb on 4/4/2016. (jef),(ps) (Entered: 04/04/2016)
04/15/2016	<u>22</u>	Mail sent to Phillip S. Dunn at Ramsey County Adult Detention Center Returned as Undeliverable re <u>21</u> Order on Motion for Preliminary Injunction. Order re-sent to plaintiff at the LaCrosse County Jail. (elc),(ps) (Entered: 04/15/2016)
04/28/2016	<u>23</u>	Letter Requesting Copies by Plaintiff Phillip Samuel Dunn. (Attachments: # <u>1</u> Envelope) (jef),(ps) (Entered: 04/28/2016)
04/29/2016	<u>24</u>	Notice by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich of <i>Substitution of Counsel</i> . (Johnson, Timothy),(ps) Modified on 5/2/2016: Corrected typo, etc. (lak) (Entered: 04/29/2016)
04/29/2016	<u>25</u>	Certificate of Service by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 04/29/2016)
04/29/2016	<u>26</u>	Certificate of Service by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Johnson, Timothy),(ps) Modified on 5/2/2016: List of Expert Witnesses was not filed electronically with the court. (lak) (Entered: 04/29/2016)
05/05/2016	<u>27</u>	Motion to Reschedule Trial and Extend Motion Deadlines by Plaintiff Phillip Samuel Dunn. (Attachments: # <u>1</u> Envelope) (elc),(ps) (Entered: 05/05/2016)
05/11/2016	<u>28</u>	Letter from Clerk's Office regarding plaintiff's <u>23</u> request for copies. (jef),(ps) (Entered: 05/11/2016)
05/12/2016	<u>29</u>	Brief in Opposition by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich re: <u>27</u> Motion to Reschedule Trial and Extend Motion Deadlines filed by Phillip Samuel Dunn. (Johnson, Timothy),(ps) (Entered: 05/12/2016)
05/13/2016	<u>30</u>	Certificate of Service by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 05/13/2016)
05/16/2016	<u>31</u>	MOTION FOR SUMMARY JUDGMENT by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 05/16/2016)
05/16/2016	<u>32</u>	Proposed Findings of Fact filed by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich re: <u>31</u> Motion for Summary Judgment. (Johnson, Timothy),(ps) (Entered: 05/16/2016)
05/16/2016	<u>33</u>	Affidavit of Shawn Kudron filed by Defendant Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich re: <u>31</u> Motion for Summary Judgment. (Johnson, Timothy),(ps) Filers Modified on 5/17/2016 (jat). (Entered: 05/16/2016)
05/16/2016	<u>34</u>	Affidavit of Dan Ulrich filed by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich re: <u>31</u> Motion for Summary Judgment. (Johnson, Timothy),(ps) (Entered: 05/16/2016)
05/16/2016	<u>35</u>	Affidavit of Nathan Poke filed by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich re: <u>31</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Exhibit A – Unredacted Commitment Order, La Crosse County Circuit Court) (Johnson, Timothy),(ps) Modified on 5/17/2016: Added exhibit description. E-mail to counsel. (lak) (Entered: 05/16/2016)
05/16/2016	<u>36</u>	Affidavit of Ron Secord filed by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich re: <u>31</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Exhibit A – Transcript, # <u>2</u> Exhibit B – Search Warrant) (Johnson, Timothy),(ps) Modified on 5/17/2016: Added exhibit descriptions. E-mail to counsel. (lak) (Entered: 05/16/2016)

05/16/2016	<u>37</u>	Brief in Support of <u>31</u> Motion for Summary Judgment by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 05/16/2016)
05/16/2016	<u>38</u>	Certificate of Service by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich as to <u>34</u> Affidavit, <u>36</u> Affidavit, <u>31</u> MOTION FOR SUMMARY JUDGMENT, <u>35</u> Affidavit, <u>33</u> Affidavit, <u>37</u> Brief in Support, <u>32</u> Proposed Findings of Fact. (Johnson, Timothy),(ps) (Entered: 05/16/2016)
05/17/2016		Set Briefing Deadlines as to <u>31</u> MOTION FOR SUMMARY JUDGMENT . [<u>Pro Se Summary Judgment Procedure for Cases Assigned to Judge Crabb</u> attached.] Plaintiff's Brief in Opposition due 6/16/2016. Defendants' Brief in Reply due 6/27/2016. (nln),(ps) (Entered: 05/17/2016)
05/18/2016	<u>39</u>	ORDER denying <u>27</u> motion to reschedule trial and extend motion deadlines. Signed by District Judge Barbara B. Crabb on 5/18/2016. (jef),(ps) (Entered: 05/18/2016)
05/23/2016	<u>40</u>	Motion for Guidance re: How to Proceed re: Plaintiff's Refusal of Mail, by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich, (Attachments: # <u>1</u> Cover Letter and Envelope) (Johnson, Timothy),(ps) Modified on 5/24/2016. (lak) (Entered: 05/23/2016)
05/24/2016	<u>41</u>	ORDER that the briefing schedule on the motion for summary judgment filed by defendants Ryan Secord, Shawn Kudron, Dan Ulrich and Nathan Poke is STAYED. Defendants may have until June 1, 2016, to attempt service again and report back to the court, after following the instructions in this order. If defendants do not respond by June 1, 2016, I will deny their summary judgment motion for lack of service. Signed by District Judge Barbara B. Crabb on 5/24/2016. (jef),(ps) (Entered: 05/24/2016)
05/31/2016	<u>42</u>	Letter from plaintiff regarding receiving a briefing notice but not defendants' motion. (Attachments: # <u>1</u> Envelope) (jef),(ps) (Entered: 05/31/2016)
05/31/2016	<u>43</u>	Mail sent to Phillip Samuel Dunn Returned as Undeliverable/Inmate Not Here re <u>28</u> Letter from Clerk's Office regarding plaintiff's request for copies. Mail resent to plaintiff at the La Crosse County Jail, per confirmation with the La Crosse County Inmate Locator website. (elc),(ps) (Entered: 05/31/2016)
05/31/2016	<u>44</u>	Response to Order re: <u>41</u> Order Staying Briefing Schedule, by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich, (Attachments: # <u>1</u> Certificate of Service) (Johnson, Timothy),(ps) Modified on 6/1/2016: Corrected docketing event; noted that the attachment (Invoice) is not attached separately. (lak) (Entered: 05/31/2016)
06/01/2016		Reset Briefing Deadlines as to <u>31</u> MOTION FOR SUMMARY JUDGMENT . [<u>Pro Se Summary Judgment Procedure for Cases Assigned to Judge Crabb</u> attached.] Plaintiff's Brief in Opposition due 7/1/2016. Defendants' Brief in Reply due 7/11/2016. (nln),(ps) (Entered: 06/01/2016)
06/08/2016	<u>45</u>	Motion for injunctive relief and stay in cases by Plaintiff Phillip Samuel Dunn. (Attachments: # <u>1</u> Envelope) (jef),(ps) Unsealed per dkt. <u>47</u> order on 6/14/2016 (jef). (Entered: 06/08/2016)
06/09/2016	<u>46</u>	Motion for Stay (extension of time to file brief in opposition) by Plaintiff Phillip Samuel Dunn. (Attachments: # <u>1</u> Envelope) (jef),(ps) (Entered: 06/09/2016)
06/14/2016	<u>47</u>	ORDER that Phillip Dunn's motion to stay case no. 15-cv-430-bbc and 16-cv-224-bbc is DENIED. Dunn's alternative request to extend his summary judgment deadline to July 5, 2016, is GRANTED. The clerk of court is directed to UNSEAL Dunn's motion to stay. Signed by District Judge Barbara B. Crabb on 6/13/2016. (jef),(ps) (Entered: 06/14/2016)
07/01/2016	<u>48</u>	Notice of Motion and Response by Plaintiff Phillip Samuel Dunn re: <u>31</u> Motion for Summary Judgment filed by Shawn Kudron, Ryan Secord, Dan Ulrich, Nathan Poke. (Attachments: # <u>1</u> Certificate of Service,

		# <u>2</u> Envelope) (jef),(ps) Modified on 7/1/2016 (jef). (Entered: 07/01/2016)
07/01/2016	<u>49</u>	Brief in Opposition by Plaintiff Phillip Samuel Dunn re: <u>31</u> Motion for Summary Judgment filed by Shawn Kudron, Ryan Secord, Dan Ulrich, Nathan Poke. (jef),(ps) (Entered: 07/01/2016)
07/01/2016	<u>50</u>	Response to Proposed Findings of Fact filed by Plaintiff Phillip Samuel Dunn re: <u>31</u> Motion for Summary Judgment. (jef),(ps) (Entered: 07/01/2016)
07/01/2016	<u>51</u>	Affidavit of Phillip Samuel Dunn re: <u>31</u> Motion for Summary Judgment. (jef),(ps) (Entered: 07/01/2016)
07/05/2016	<u>52</u>	Letter from plaintiff regarding mailing of summary judgment opposition. (Attachments: # <u>1</u> Envelope) (elc),(ps) (Entered: 07/05/2016)
07/06/2016	<u>53</u>	Letter from clerk's office in response to <u>52</u> Letter from plaintiff regarding mailing of summary judgment opposition. (elc),(ps) (Entered: 07/06/2016)
07/11/2016	<u>54</u>	Reply in Support of Proposed Findings of Fact filed by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich re: <u>31</u> Motion for Summary Judgment. (Johnson, Timothy),(ps) Modified on 7/12/2016: Corrected docketing event. (lak) (Entered: 07/11/2016)
07/11/2016	<u>55</u>	Brief in Reply by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich in Support of <u>31</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Certificate of Service) (Johnson, Timothy),(ps) (Entered: 07/11/2016)
08/01/2016	<u>56</u>	Certificate of Service by Defendants Shawn Kudron, Nathan Poke, Ryan Secord, Dan Ulrich as to <u>54</u> Response to Proposed Findings of Fact, <u>55</u> Brief in Reply. (Johnson, Timothy),(ps) (Entered: 08/01/2016)
09/21/2016	<u>57</u>	ORDER granting in part and denying in part <u>31</u> Motion for Summary Judgment. Signed by District Judge Barbara B. Crabb on 9/21/2016. (elc),(ps) (Entered: 09/21/2016)
09/30/2016	<u>58</u>	Trial Preparation Order: Motion for Issuance of Subpoenas or Writs due 11/7/2016. Final Pretrial Submissions due 11/4/2016. Signed by District Judge Barbara B. Crabb on 9/30/2016. (jef),(ps) (Entered: 09/30/2016)
10/31/2016	<u>59</u>	Status Report <i>Regarding Defendants' Appearance at Trial Without Subpoena</i> by Defendants Nathan Poke, Ron Secord, Dan Ulrich, (Attachments: # <u>1</u> Certificate of Service) (Johnson, Timothy),(ps) Modified on 11/1/2016. (lak) (Entered: 10/31/2016)
11/02/2016		Set/Reset Hearings: Final Pretrial Conference re-set to 12/5/2016 at 08:00 AM (immediately before trial). (jef),(ps) (Entered: 11/02/2016)
11/04/2016	<u>60</u>	Deposition of Phillip S. Dunn taken on October 20, 2016. (Johnson, Timothy),(ps) (Entered: 11/04/2016)
11/04/2016	<u>61</u>	Deposition of Audrey J. Perkins taken on October 20, 2016. (Johnson, Timothy),(ps) (Entered: 11/04/2016)
11/04/2016	<u>62</u>	Proposed Voir Dire by Defendants Nathan Poke, Ron Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 11/04/2016)
11/04/2016	<u>63</u>	Rule 26(a)(3) Pretrial Disclosures by Defendants Nathan Poke, Ron Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 11/04/2016)
11/04/2016	<u>64</u>	Proposed Special Verdict – Liability and Damages by Defendants Nathan Poke, Ron Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 11/04/2016)
11/04/2016	<u>65</u>	Proposed Jury Instructions – Liability and Damages by Defendants Nathan Poke, Ron Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 11/04/2016)
11/04/2016	<u>66</u>	Exhibit List by Defendants Nathan Poke, Ron Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 11/04/2016)

11/04/2016	<u>67</u>	Motion in Limine <i>Precluding Evidence</i> by Defendants Nathan Poke, Ron Secord, Dan Ulrich, (Attachments: # <u>1</u> Certificate of Service) (Johnson, Timothy),(ps) (Entered: 11/04/2016)
11/07/2016	<u>68</u>	Motion for Issuance of Subpoena to John P. Addis by Defendants Nathan Poke, Ron Secord, Dan Ulrich. (Johnson, Timothy),(ps) Modified on 11/8/2016: Corrected docketing event. (lak) (Entered: 11/07/2016)
11/07/2016	<u>69</u>	Affidavit of Timothy M. Johnson filed by Defendants Nathan Poke, Ron Secord, Dan Ulrich re: <u>68</u> Motion for Issuance of Subpoena. (Johnson, Timothy),(ps) Modified on 11/8/2016. (lak) (Entered: 11/07/2016)
11/07/2016	<u>70</u>	Motion for Issuance of Subpoena to Audrey Perkins by Defendants Nathan Poke, Ron Secord, Dan Ulrich. (Johnson, Timothy),(ps) Modified on 11/8/2016: Corrected docketing event. (lak) (Entered: 11/07/2016)
11/07/2016	<u>71</u>	Affidavit of Timothy M. Johnson filed by Defendants Nathan Poke, Ron Secord, Dan Ulrich re: <u>70</u> Motion for Issuance of Subpoena. (Johnson, Timothy),(ps) Modified on 11/8/2016. (lak) (Entered: 11/07/2016)
11/07/2016	<u>72</u>	Certificate of Service by Defendants Nathan Poke, Ron Secord, Dan Ulrich. (Johnson, Timothy),(ps) (Entered: 11/07/2016)
11/09/2016	73	Clerk's Office Remark: Updated plaintiff Phillip Dunn's address to 717 Wall Street, LaCrosse, WI 54603 per his phone call. (jef),(ps) (Entered: 11/09/2016)
11/15/2016	<u>74</u>	ORDER granting defendants' <u>68</u> , <u>70</u> Motions for Issuance of Subpoenas. The clerk of court is directed to issue subpoena forms to defendants for John Addis and Audrey Perkins. Signed by District Judge Barbara B. Crabb on 11/15/2016. (jef),(ps) (Entered: 11/15/2016)
11/15/2016	<u>75</u>	Subpoenas Issued for John Addis and Audrey Perkins. (Attachments: # <u>1</u> Subpoena as to Audrey Perkins) (jef),(ps) (Entered: 11/15/2016)
11/23/2016	<u>76</u>	Letter from the court advising that the final pretrial conference will be held Thursday, December 1, 2016 at 1:30 PM unless the parties promptly advise the court that they are unable to attend. (elc),(ps) (Entered: 11/23/2016)
11/28/2016	<u>77</u>	ORDER denying without prejudice defendants' <u>67</u> Motion in Limine to preclude plaintiff Phillip Dunn from presenting evidence or making an argument about other lawsuits. Signed by District Judge Barbara B. Crabb on 11/28/2016. (jef),(ps) (Entered: 11/28/2016)
11/28/2016	<u>78</u>	Rule 26(a)(3) Pretrial Disclosures by Plaintiff Phillip S. Dunn. (Attachments: # <u>1</u> Exhibit Exhibit List, # <u>2</u> Exhibit 501, # <u>3</u> Exhibit 502, # <u>4</u> Exhibit 503, # <u>5</u> Exhibit 504, # <u>6</u> Exhibit 505, # <u>7</u> Exhibit 506, # <u>8</u> Exhibit 507, # <u>9</u> Exhibit 508, # <u>10</u> Exhibit 509, # <u>11</u> Exhibit 510, # <u>12</u> Exhibit 516, # <u>13</u> Exhibit 517, # <u>14</u> Exhibit 518) (Dunn, Phillip),(ps) Modified on 11/29/2016: Re-titled docket entry text for first document to match plaintiff's description. (nlm). (Entered: 11/28/2016)
11/29/2016		Reset Hearing to Telephonic: The Final Pretrial Conference on 12/1/2016 at 01:30 PM will be held by telephone before Judge Barbara B. Crabb. Plaintiff Phillip Dunn responsible for contacting the court at (608) 264-5447. Once plaintiff's call has been received, the court will then include counsel for defendants in the conference call. (jef),(ps) (Entered: 11/29/2016)
12/01/2016		Minute Entry for proceedings held before District Judge Barbara B. Crabb: Telephonic Final Pretrial Conference held on 12/1/2016. [:45] (Court Reporter cs.) (skv),(ps)

		(Entered: 12/01/2016)
12/02/2016	<u>79</u>	Final Pretrial Conference Order. Signed by District Judge Barbara B. Crabb on 12/2/2016. (jef),(ps) (Entered: 12/02/2016)
12/05/2016	<u>80</u>	Affidavit of Service of <i>Trial Subpoena on Audrey Perkins</i> . (Johnson, Timothy),(ps) Modified on 12/6/2016. (lak) (Entered: 12/05/2016)
12/05/2016	<u>81</u>	Affidavit of Non–Service of <i>Trial Subpoena of John Addis</i> . (Johnson, Timothy),(ps) Modified on 12/6/2016. (lak) (Entered: 12/05/2016)
12/05/2016		Set/Reset Trial Date: 2nd Day Jury Trial set for 12/6/2016 at 08:15 AM. (voc),(ps) Modified start time on 12/5/2016 (jef). (Entered: 12/05/2016)
12/05/2016	<u>82</u>	Minute Entry for proceedings held before District Judge William M. Conley: Jury Selection and First Day of Trial held on 12/5/2016. Trial continues. [7:05] (Court Reporter CS/LS.) (jef),(ps) (Entered: 12/05/2016)
12/06/2016	<u>83</u>	Minute Entry for proceedings held before District Judge William M. Conley: Second Day Jury Trial held on 12/6/2016. Liability verdict returned in favor of defendants Secord, Poke and Ulrich. [1:35] (Court Reporter JD / LS.) (jef),(ps) (Entered: 12/06/2016)
12/06/2016	<u>84</u>	Orientation Remarks and Voir Dire (jef),(ps) (Entered: 12/06/2016)
12/06/2016	<u>85</u>	Introductory Jury Instructions. (jef),(ps) (Entered: 12/06/2016)
12/06/2016	<u>86</u>	Post–Trial Jury Instructions. (jef),(ps) (Entered: 12/06/2016)
12/06/2016	<u>87</u>	Deliberation Jury Instructions. (jef),(ps) (Entered: 12/06/2016)
12/06/2016	<u>88</u>	Jury Verdict – Liability: Verdict returned in favor of Defendants Nathan Poke, Ron Secord, Dan Ulrich. (jef),(ps) (Entered: 12/06/2016)
12/06/2016	<u>89</u>	Combined Exhibit List by Plaintiff Phillip S. Dunn, Defendants Nathan Poke, Ron Secord, Dan Ulrich. (jef),(ps) (Admitted Exhibits that were used at trial and sent to the jury: # <u>1</u> Exhibit 501 – Photos, # <u>2</u> Exhibit 504 – Transcript, # <u>3</u> Exhibit 505 – Incident report, Ron Secord, # <u>4</u> Exhibit 506 – Incident report, Andrew Dittman, # <u>5</u> Exhibit 508 – Exhibit 508 – Incident report, Daniel Ulrich, # <u>6</u> Exhibit 516 – Transcript, # <u>7</u> Exhibit 519 – La Crosse Police Dept. search and seizure procedure) (jef). Note that un–admitted exhibits 512 and 513 (CD's of John Addis and Audrey Perkins interviews) are filed conventionally and located in the clerk's office exhibit room. (jef). (Entered: 12/06/2016)
12/06/2016	<u>90</u>	Court Exhibits (Attachments: # <u>1</u> Jury questions, # <u>2</u> Jury note) (jef),(ps) (Entered: 12/06/2016)
12/07/2016		Judge update in case. Case now assigned to District Judge William M. Conley. Case no longer assigned to District Judge Barbara B. Crabb. (jef/mh),(ps) (Entered: 12/07/2016)
12/07/2016	<u>91</u>	ORDER that Audrey Perkins appear in person before this Court on Wednesday, December 21, 2016, at 12:30 p.m., at the Kastenmeier Federal Courthouse, 120 North Henry Street, Madison, in Courtroom 250 and show cause why she should not be held in contempt of court for failing to remain or appear until called upon as required by the subpoena. In the alternative, Ms. Perkins may call the court at (608) 264–5087 before Monday, December 19, 2016, to explain her non–appearance. The United States Marshal Service will serve a copy of this Show Cause Order upon Audrey Perkins. Signed by District Judge William M. Conley on 12/7/2016. (jef),(ps) (Entered: 12/07/2016)
12/07/2016	<u>92</u>	U.S. Marshal service form re: <u>91</u> order for service on Audrey Perkins. (jef),(ps) (Entered: 12/07/2016)

12/08/2016	<u>93</u>	Mail Returned as Undeliverable re <u>76</u> Letter. Mail not re-sent to Phillip Dunn; no forwarding address provided; however, note that Mr. Dunn is registered for electronic filing and so the <u>76</u> letter was also sent electronically to Mr. Dunn. (jef),(ps) (Entered: 12/08/2016)
12/09/2016	<u>94</u>	JUDGMENT entered in favor of defendants dismissing this case. Signed by Peter A. Oppeneer, Clerk of Court on 12/9/2016. (jef),(ps) (Entered: 12/09/2016)
12/14/2016	<u>95</u>	Marshals Service Return Executed on 12/9/2016 as to <u>91</u> Order to Show Cause as to Audrey Perkins. (elc),(ps) (Entered: 12/14/2016)
12/19/2016	<u>96</u>	Bill of Costs by Defendants Nathan Poke, Ron Secord, Dan Ulrich. Motions referred to Peter A. Oppeneer, Clerk of Court. (Attachments: # <u>1</u> Exhibit Itemization of Costs, # <u>2</u> Exhibits A-1 and A-2 - Expenses Unbilled Report and FedEx Office Receipt, # <u>3</u> Exhibits B-1, B-2 and B-3 - Invoices, # <u>4</u> Exhibits C-1 through C-5 - Invoices, # <u>5</u> Exhibits D-1 through D-4 - Check Request Form, Subpoena, Per Diem Rates, Hyatt Place Invoice) (Johnson, Timothy),(ps) Modified on 12/20/2016. (lak) (Entered: 12/19/2016)
12/19/2016		Set Deadlines as to <u>96</u> Bill of Costs . Plaintiff's Objection to Bill of Costs due 12/30/2016. Defendants' Brief in Support to Bill of Costs due 1/10/2017. Plaintiff's Brief in Reply in Opposition to Bill of Costs due 1/17/2017. (nlm),(ps) (Entered: 12/19/2016)
12/19/2016	<u>97</u>	Certificate of Service by Defendants Nathan Poke, Ron Secord, Dan Ulrich as to <u>96</u> Bill of Costs. (Johnson, Timothy),(ps) (Entered: 12/19/2016)
12/20/2016	98	** TEXT ONLY ORDER ** Based on the court's conversation with Ms. Perkins, the Order to Show Cause dated December 7, 2016 (dkt. # <u>91</u>) is DISMISSED. Signed by District Judge William M. Conley on 12/20/2016. (jef),(ps) (Entered: 12/20/2016)
12/22/2016	<u>99</u>	Motion for New Trial <i>notice of intent</i> by Plaintiff Phillip S. Dunn. (Attachments: # <u>1</u> Certificate of Service) (Dunn, Phillip),(ps) (Entered: 12/22/2016)
12/28/2016	100	** TEXT ONLY ORDER ** On December 6, 2016, a jury found in defendants' favor on plaintiff's claim that defendants violated the Fourth Amendment by entering plaintiff's bedroom without a warrant. Dkt. <u>88</u> . Judgment was entered on December 9, 2016. Dkt. <u>94</u> . Now plaintiff has filed what he calls "notice of intent to move for a new trial." Dkt. <u>99</u> . Plaintiff does not develop an argument for a new trial in his notice. Instead, he cites various statutes and cases under California law regarding the deadlines and procedures that govern a motion for a new trial. However, California law has no bearing on this case. If plaintiff wishes to file a post trial motion, he must follow the deadlines and procedures set forth in the Federal Rules of Civil Procedure. Plaintiff may wish to start by reviewing Rule 59, which addresses motions for a new trial. Until plaintiff files a motion in which he "state[s] grounds for relief" in support of the motion, <i>Robinson v. Sweeny</i> , 794 F.3d 782, 783 (7th Cir. 2015), his deadline for seeking postjudgment relief will not be tolled. Signed by Magistrate Judge Stephen L. Crocker on 12/28/2016. (nlm),(ps) (Entered: 12/28/2016)
01/07/2017	<u>101</u>	Second Motion for New Trial by Plaintiff Phillip S. Dunn. (Attachments: # <u>1</u> Certificate of Service) (Dunn, Phillip),(ps) (Entered: 01/07/2017)
01/09/2017		Set Briefing Deadlines as to <u>101</u> Second Motion for New Trial . Defendants' Brief in Opposition due 1/30/2017. Plaintiff's Brief in Reply due 2/9/2017. (nlm),(ps) (Entered: 01/09/2017)
01/21/2017	<u>102</u>	Motion for Recusal by Plaintiff Phillip S. Dunn. (Attachments: # <u>1</u> Disregard. Refiled at dkt. <u>103</u> , # <u>2</u> Disregard. Refiled at dkt. <u>104</u> , # <u>3</u> Certificate of Service) (Dunn, Phillip),(ps) Modified on 1/23/2017: Refiled the attached affidavits as separate docket entries. (nlm). (Entered: 01/21/2017)
01/23/2017	<u>103</u>	Affidavit of Stephanie N. Dunn filed by Plaintiff Phillip S. Dunn re: <u>102</u> Motion for Recusal. (nlm),(ps) (Entered: 01/23/2017)

01/23/2017	<u>104</u>	Affidavit of Phillip S. Dunn re: <u>102</u> Motion for Recusal. (nlm),(ps) (Entered: 01/23/2017)
01/30/2017	<u>105</u>	Brief in Opposition by Defendants Nathan Poke, Ron Secord, Dan Ulrich re: <u>101</u> Motion for New Trial filed by Phillip S. Dunn. (Johnson, Timothy),(ps) (Entered: 01/30/2017)
02/08/2017	<u>106</u>	Brief in Reply by Plaintiff Phillip S. Dunn in Support of <u>101</u> Motion for New Trial (Attachments: # <u>1</u> Certificate of Service) (Dunn, Phillip),(ps) (Entered: 02/08/2017)
03/02/2017	<u>107</u>	Notice of Change of Address and Request for Appeal paperwork by Plaintiff Phillip S. Dunn. (Attachments: # <u>1</u> Envelope) (elc),(ps) (Entered: 03/02/2017)
03/17/2017	<u>108</u>	Sample appeal form and Federal Rule of Appellate Procedure 3 and Circuit Rule 3(c)(1) sent to Phillip Dunn on 3/2/17 returned as undeliverable. Re-sent documents to plaintiff at updated address of 407 Mallard Street, Rockland, WI 54653. (nlm),(ps) (Entered: 03/17/2017)
09/30/2017	<u>109</u>	ORDER denying <u>101</u> Motion for New Trial; denying <u>102</u> Motion for Recusal. Signed by District Judge William M. Conley on 09/30/2017. (mfh),(ps) (Entered: 09/30/2017)
10/16/2017	<u>110</u>	ORDER on Bill of Costs: Costs Taxed in favor of Defendants in the amount of \$2,957.75. Signed by Peter A. Oppeneer, Clerk of Court by J. Titak, Deputy Clerk on 10/16/17. (jat),(ps) (Entered: 10/16/2017)
10/26/2017	<u>111</u>	NOTICE OF APPEAL by Plaintiff Phillip S. Dunn as to <u>94</u> Judgment, <u>109</u> Order on Motion for New Trial, Order on Motion for Recusal. No Docketing Statement filed. (Attachments: # <u>1</u> motion to proceed in forma pauperis, # <u>2</u> Certificate of Service) (Dunn, Phillip),(ps) (Entered: 10/26/2017)
10/26/2017	<u>112</u>	Motion for Leave to Proceed in forma pauperis on Appeal by Plaintiff Phillip S. Dunn. (Also filed at dkt. <u>111</u> , Attachment 1.) (nlm),(ps) (Entered: 10/26/2017)
10/26/2017	<u>113</u>	Appeal Information Packet. (nlm),(ps) (Entered: 10/26/2017)