

**U.S. District Court  
District of Maryland (Greenbelt)  
CIVIL DOCKET FOR CASE #: 8:93-cv-02536**

Wallace v. Shalala  
Assigned to: Judge Peter J. Messitte  
Demand: \$10,000  
Case in other court: 96-02611  
Cause: 42:2000 Job Discrimination (Race)

Date Filed: 08/30/1993  
Date Terminated: 09/06/1996  
Jury Demand: Plaintiff  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: U.S. Government Defendant

**Plaintiff****Samuel B. Wallace, IV**

represented by **Samuel B. Wallace, IV**  
1221 "M" Street, N.W.-416  
Washington, DC 20005  
PRO SE

V.

**Defendant**

**Donna Shalala, .**  
*Secretary of Health and Human Services*

represented by **George Levi Russell, III**  
Circuit Court for Baltimore City  
111 N Calvert St  
Baltimore, MD 21202  
14103965062  
Fax: 14105457330  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Robert E Sims**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
08/30/1993	1	COMPLAINT and Related Documents filed; FILING FEE \$ 120.00 RECEIPT # 015650 (cmh, Deputy Clerk) (Entered: 09/01/1993)
08/30/1993	1	DEMAND for jury trial by Samuel B. Wallace IV (cmh, Deputy Clerk) (Entered: 09/01/1993)
09/01/1993	2	SUMMONS(ES) (60 days) issued for Donna Shalala. (cmh, Deputy Clerk) (Entered: 09/01/1993)
09/13/1993	3	MOTION by Samuel B. Wallace IV to Amend [1-1] Complaint , and Attachments. (c/s) (cmh, Deputy Clerk) (Entered: 09/15/1993)
09/17/1993	4	ORDER dated September 16, 1993 granting [3-1] Request of plaintiff Samuel B. Wallace, IV to Amend [1-1] Complaint and/or to Add Certain Material to His Complaint. ( signed by Chief Judge Walter E. Black Jr. ) (c/m 9/20/93 cr) (cmh, Deputy Clerk) (Entered: 09/22/1993)
11/15/1993		CASE reassigned from Chief Judge Black to Judge Peter J. Messitte. (cmh, Deputy Clerk) (Entered: 11/15/1993)
11/24/1993	5	Reassignment Letter mailed to counsel. (cmh, Deputy Clerk) (Entered: 12/10/1993)

12/13/1993	6	CORRESPONDENCE of Plaintiff Re: people to be served. (c/s) (cag, Deputy Clerk) (Entered: 12/13/1993)
01/07/1994	7	EX PARTE MOTION by Samuel B. Wallace IV to permit service . (c/s) (cag, Deputy Clerk) (Entered: 01/10/1994)
02/02/1994	8	ORDER granting [7-1] Ex Parte motion of Plaintiff to permit service; and "DIRECTING" Plaintiff may continue to attempt to serve parties for another 45 days from the date of this Order. ( signed by Judge Peter J. Messitte 1/31/94 ) (c/m ras) (cag, Deputy Clerk) (Entered: 02/02/1994)
02/05/1994	9	RETURN OF SERVICE executed as to Donna Shalala 1/3/94 Answer due on 3/3/94 for Donna Shalala. (FILED SEPARATELY) (cag, Deputy Clerk) (Entered: 03/01/1994)
02/18/1994	10	CORRESPONDENCE of Plaintiff Re: Return of Service. (cag, Deputy Clerk) (Entered: 03/01/1994)
02/25/1994	11	MOTION by Donna Shalala to Extend Time to respond to the complaint . (cag, Deputy Clerk) (Entered: 03/01/1994)
03/02/1994	12	ORDER granting [11-1] motion of Defendant to Extend Time to respond to the complaint to 4/1/94 ; reset Answer deadline to 4/1/94 for Donna Shalala . ( signed by Judge Peter J. Messitte 2/28/94 ) (c/m ras) (cag, Deputy Clerk) (Entered: 03/02/1994)
04/01/1994	13	MOTION with memorandum in support by Donna Shalala for More Definite Statement , and to Dismiss . (c/s) (cag, Deputy Clerk) (Entered: 04/04/1994)
04/04/1994	14	Rule 12/56 letter mailed to parties. (cag, Deputy Clerk) (Entered: 04/04/1994)
04/26/1994	15	Affirmation of Samuel B. Wallace. (c/s) (cag, Deputy Clerk) (Entered: 04/28/1994)
05/04/1994	16	RESPONSE by Samuel B. Wallace IV to [13-1] motion of Defendant for More Definite Statement, [13-2] motion to Dismiss. (c/s) (cag, Deputy Clerk) (Entered: 05/05/1994)
05/04/1994	17	MOTION by Samuel B. Wallace IV to Extend Time to file a Brief in support of his Antitrust and Section 1981 Complaint . (c/s) (cag, Deputy Clerk) (Entered: 05/05/1994)
05/04/1994	18	MOTION by Samuel B. Wallace IV to Extend Time to file his responsive Pleadings to Defendants' Answer of Summons and Complaint, Motion to Dismiss on R.12 and R.8 procedural grounds . (c/s) (cag, Deputy Clerk) (Entered: 05/05/1994)
06/08/1994	19	MARGINAL ORDER granting [17-1] motion of Plaintiff to Extend Time to file a Brief in support of his Antitrust and Section 1981 Complaint ( signed by Judge Peter J. Messitte 6/2/94 ) (c/m 6/8/94-ems) (cag, Deputy Clerk) (Entered: 06/13/1994)
06/08/1994	20	MARGINAL ORDER granting [18-1] motion of Plaintiff to Extend Time to file his responsive Pleadings to Defendants' Answer of Summons and Complaint, Motion to Dismiss on R.12 and R.8 procedural grounds. ( signed by Judge Peter J. Messitte 6/2/94 ) (c/m 6/8/94-ems) (cag, Deputy Clerk) Modified on 06/13/1994 (Entered: 06/13/1994)
08/02/1994	21	MOTION by Samuel B. Wallace IV to Extend Time to file a Response . (c/s) (cag, Deputy Clerk) (Entered: 08/02/1994)
03/20/1995	22	MOTION by Samuel B. Wallace IV for Permission to permit Plaintiff to file more pages in his reply to Motion of Defendant to Dismiss the Antitrust charges and attachments. 9c/s) (lad, Deputy Clerk) (Entered: 03/25/1995)
04/09/1996	23	ORDER "Rendering as MOOT" [21-1] motion of plaintiff to Extend Time to file a Response; "DENYING" [22-1] motion of plaintiff for Permission to file more pages in his reply to Motion of Defendant to Dismiss the Antitrust charges; "GRANTING" [13-2] motion of defendant to Dismiss; "DENYING" [13-1] motion of defendant for More Definite Statement; "DISMISSING" with prejudice plaintiff's class discrimination and antitrust claims; "DIRECTING" defendant to answer plaintiff's individual discrimination claim within 20 days; "DIRECTING"

		that discovery is hereby STAYED pending further order; "DIRECTING" that defendant may file a summary judgment motion within 45 days as therein set forth ( signed by Judge Peter J. Messitte 4/9/96) (c/m 4/10/96 bb) (ajh, Deputy Clerk) (Entered: 04/11/1996)
04/09/1996	24	Plaintiff's Right-to-Sue Letter dated 5/27/93 (ajh, Deputy Clerk) (Entered: 04/11/1996)
04/25/1996	25	ANSWER to Complaint by Donna Shalala . (Attorney George Levi Russell III) (1 c/s) (sls, Deputy Clerk) (Entered: 04/26/1996)
05/16/1996	26	MOTION by Donna Shalala to Extend Time to File Motion for Summary Judgment, within six days . (c/s) (mdd, Deputy Clerk) (Entered: 05/20/1996)
05/23/1996	27	RESPONSE by Samuel B. Wallace IV to [25-1] answer by Donna Shalala. (c/s) (mdd, Deputy Clerk) (Entered: 05/24/1996)
05/30/1996	28	MOTION with memorandum in support by defendant, Donna Shalala for Summary Judgment and Exhibit 1 (c/s) (ajh, Deputy Clerk) (Entered: 05/30/1996)
06/03/1996	29	ORDER "GRANTING" [26-1] motion of defendant to Extend Time to File Motion for Summary Judgment to and including 5/30/96 ( signed by Judge Peter J. Messitte 5/31/96) (c/m 6/3/96 bb) (ajh, Deputy Clerk) (Entered: 06/03/1996)
06/11/1996	30	MOTION by plaintiff, Samuel B. Wallace IV for Reconsideration of [23-1] order and attachments (c/s) (ajh, Deputy Clerk) (Entered: 06/13/1996)
06/12/1996	31	MOTION by plaintiff, Samuel B. Wallace IV to Extend Time for plaintiff to answer defendant's Motion for Summary Judgment and attachment (c/s) (ajh, Deputy Clerk) (Entered: 06/18/1996)
06/18/1996	32	ORDER "GRANTING" [31-1] motion to Extend Time for plaintiff to answer defendant's Motion for Summary Judgment to and including 7/29/96 ( signed by Judge Peter J. Messitte 6/14/96) (c/m 6/18/96 bb) (ajh, Deputy Clerk) (Entered: 06/18/1996)
07/09/1996	33	ORDER "DENYING" [30-1] motion of plaintiff for Reconsideration of [23-1] order and "DIRECTING" that plaintiff's Motions for Extension of Time are Moot ( signed by Judge Peter J. Messitte 7/2/96) (c/m 7/9/96 bb) (ajh, Deputy Clerk) (Entered: 07/10/1996)
07/10/1996	34	MOTION by plaintiff, Samuel B. Wallace IV to Extend Time to file Motion to Reconsider 4/9/96 Opinion and Order and to reply to defendant's Answer of 4/9/96 (Received in chambers on 5/10/96) (c/s) (ajh, Deputy Clerk) (Entered: 07/10/1996)
08/15/1996	35	MEMORANDUM "DIRECTING" that various documents be placed in the court file as therein set forth ( signed by Judge Peter J. Messitte 8/14/96 ) (c/m 8/26/96-ss) (sls, Deputy Clerk) Modified on 10/21/1996 (Entered: 08/26/1996)
09/03/1996	36	MEMORANDUM "DIRECTING" that the Amended Motion Opposing Defendant's Motion for Summary Judgment be placed in the court file ( signed by Judge Peter J. Messitte 8/27/96 ) (c/m 9/5/96-ss) (sls, Deputy Clerk) (Entered: 09/05/1996)
09/03/1996	37	AMENDED RESPONSE by plaintiff, Samuel B. Wallace IV in opposition to [28-1] motion of defendant for Summary Judgment by Donna Shalala (sls, Deputy Clerk) (Entered: 09/05/1996)
09/03/1996	38	MEMORANDUM OPINION ( signed by Judge Peter J. Messitte 8/27/96 ) (c/m 8/28/96-bb) (sls, Deputy Clerk) (Entered: 09/05/1996)
09/03/1996	39	ORDER "GRANTING" [28-1] motion of defendant for Summary Judgment; "ENTERING" Judgment in favor of defendant and "DIRECTING" the Clerk to CLOSE this case ( signed by Judge Peter J. Messitte 8/27/96 ) (c/m 8/28/96-bb) (Microfilmed 9/5/96) (sls, Deputy Clerk) (Entered: 09/05/1996)
09/03/1996		Case closed (sls, Deputy Clerk) (Entered: 09/16/1996)

09/06/1996	40	MOTION by plaintiff, Samuel B. Wallace IV to Strike Defendant's Ms. Rector and Newman's Testimony (sls, Deputy Clerk) (Entered: 09/10/1996)
09/06/1996	41	MOTION by plaintiff, Samuel B. Wallace IV to Show Cause (sls, Deputy Clerk) (Entered: 09/10/1996)
09/06/1996	42	MOTION by plaintiff, Samuel B. Wallace IV for Leave to File Amended Motion in Opposition to Defendant's Motion for Summary Judgment (sls, Deputy Clerk) (Entered: 09/10/1996)
09/06/1996	42	MOTION by plaintiff, Samuel B. Wallace IV to Judicially notice (sls, Deputy Clerk) (Entered: 09/10/1996)
09/06/1996	43	ORDER "DIRECTING" that this case is CLOSEd and all motions represented in this order are MOOT ( signed by Judge Peter J. Messitte 9/5/96 ) (c/m 9/10/96-ss) (Microfilmed 9/10/96) (sls, Deputy Clerk) (Entered: 09/10/1996)
09/06/1996		Case closed (sls, Deputy Clerk) (Entered: 09/16/1996)
10/21/1996	44	NOTICE OF APPEAL with attachment by Samuel B. Wallace IV. Fee Status: filing fee paid Appeal record due on 11/20/96 (c/s 10/24/96 akc) (jmk, Deputy Clerk) Modified on 11/06/1996 (Entered: 10/28/1996)
11/06/1996		Notice of appeal and certified copy of docket to USCA: [44-1] appeal by Samuel B. Wallace IV (jmk, Deputy Clerk) (Entered: 11/06/1996)
11/06/1996		Certified and transmitted record on appeal to U.S. Court of Appeals: [44-1] appeal by Samuel B. Wallace IV (Volumes 1 through 3) (jmk, Deputy Clerk) Modified on 11/06/1996 (Entered: 11/06/1996)
11/18/1996		USCA Case Number Re: [44-1] appeal by Samuel B. Wallace IV USCA NUMBER: 96-2611 (Barbara H. Rowe) (jmk, Deputy Clerk) (Entered: 11/18/1996)
07/14/1997	45	ORDER (copy) from The Fourth Circuit Court of Appeals denying the petition for rehearing and suggestion for rehearing in banc are denied (c/s) (pkf, Deputy Clerk) (Entered: 07/14/1997)
07/21/1997	46	JUDGMENT OF USCA (certified copy) "AFFIRMING" the Judgment of the District Court, and copy of opinion attached hereto Re: [44-1] appeal by Samuel B. Wallace IV (c/s) (pkf, Deputy Clerk) (Entered: 07/24/1997)
07/24/1997		Record on appeal returned from U.S. Court of Appeals: [44-1] appeal by Samuel B. Wallace IV (pkf, Deputy Clerk) (Entered: 07/24/1997)