

FRC

**U.S. District Court
Middle District of Florida (Jacksonville)
CIVIL DOCKET FOR CASE #: 3:74-cv-00382-WTH**

Miller, et al v. McMillan
Assigned to: Senior Judge Wm. Terrell Hodges
Demand: \$0
Cause: 42:1981 Civil Rights

Date Filed: 06/11/1974
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Special Master

Jerome G. Miller

represented by **Jerome G. Miller**
635 Slaters Lane
Suite G-100
Alexandria, VA 22314
PRO SE

Plaintiff

Richard Franklin Miller
(SEE manual docket sheet for all additional plaintiffs.)

represented by **William J. Sheppard**
Sheppard, White, Thomas & Kachergus, P.A.
215 Washington St.
Jacksonville, FL 32202
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

James E. McMillan
in his official capacity as Sheriff of Duval County, Florida and the Consolidated City of Jacksonville, Florida. (SEE manual docket sheet for all additional defendants.)

represented by **Bruce Dean Page, Sr.**
General Counsel's Office
City of Jacksonville
St. James Bldg., Suite 480
117 W. Duval St.
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LEAD ATTORNEY
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Date Filed	#	Docket Text
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01/01/1950		SEE manual docket sheet for entries made prior to this date. Documents not numbered on manual docket sheet. (jsf) Modified on 02/16/1994 (Entered: 02/16/1994)
09/08/1992	1	THIRD MOTION by plaintiffs Richard Franklin Miller, et al. regarding transfers from the Duval County Jail (jsf) (Entered: 02/16/1994)
09/18/1992	2	RESPONSE by defendants James E. McMillan, et al. to plaintiffs' [1-1] motion regarding transfers from the Duval County Jail (jsf) (Entered: 02/16/1994)
02/07/1994	3	NOTICE of Hearing: set status conference for 10:30 am. on 2/22/94. Scheduled for Judge Howell W. Melton (Room 307) . ctc (jsf) (Entered: 02/16/1994)
02/11/1994	4	MOTION by plaintiffs Richard Franklin Miller, et al. to continue status conference (jsf) Modified on 02/16/1994 (Entered: 02/16/1994)
02/16/1994		MAGISTRATE JUDGE CASE ASSIGNMENT to Magis. Judge John E. Steele (jsf) (Entered: 02/16/1994)
02/16/1994	5	NOTICE of withdrawal of motion to continue status conference, by plaintiffs Richard Franklin Miller, et al. (jsf) Modified on 02/16/1994 (Entered: 02/16/1994)
02/22/1994	6	ORDER. The clerk shall execute the English version of the Notice of Proposed Stipulated Final Judgment and Closing of this Case ("Notice"), which is attached, and transmit it to the defendants. Thereafter, defendants shall submit the Spanish translation of the Notice to the Clerk, who shall execute said translation and transmit it to the defendants. Defendants shall post the Notice in accordance with the provisions therein, within 10 days. Fifty days from the date of this order, defendants shall file an affidavit with the court attesting that the posting of the Notice has been accomplished. Defendants' affidavit shall have attached to it as exhibits, the affidavits of each superintendent or chief administrator of each correctional institution and all other facilities housing inmates operated by the Jacksonville Sheriff's Office, attesting that the Notice was continuously posted as specified in the Notice. All comments or objections by members of the plaintiff class must be received by the court by 4/15/94 (via: Miller v. McMillan Class Action, c/o William J. Sheppard, Esq). A hearing will be held 5/18/94 at 10:00 a.m., courtroom #2, to consider any comments or objections which have been filed with the court, and to determine whether it is appropriate to enter the stipulated final judgment and close the case at that time. (Signed by Judge Howell W. Melton) ctc (jsf) (Entered: 02/23/1994)
02/23/1994		Miscellaneous hearing, re: [6-1] order set for 10:00 a.m on 5/18/94 (courtroom #2). Scheduled for Judge Howell W. Melton (jsf) (Entered: 02/23/1994)
03/03/1994		RECEIVED Spanish Translation in compliance with court order [6] (issued to attorney Bruce Page personally) ctc (jsf) (Entered: 03/03/1994)

04/04/1994	7	MARCH MONTHLY REPORT; by James E. McMillan, et. al. (pmc) (Entered: 04/04/1994)
04/13/1994	8	NOTICE of filing affidavits pursuant to Court's order of 2/22/94; by James E. McMillan (pmc) (Entered: 04/13/1994)
05/13/1994	9	APRIL MONTHLY REPORT, by defendants James E. McMillan, et al. (jsf) (Entered: 05/18/1994)
05/13/1994	10	NOTICE of filing (objections from plaintiffs pursuant to Notice to Class), by plaintiff Richard Franklin Miller (jsf) (Entered: 05/18/1994)
05/18/1994	11	MINUTE ENTRY: Status hearing held before Sr. Judge Melton. Counsel to submit proposed orders closing this case and case no. 75-91-Civ-J-12. Court Reporter: Mildred Shealy (jsf) (Entered: 05/18/1994)
05/18/1994	12	FINAL JUDGMENT. The court makes the following findings of fact and law: Defendants have complied with the injunctions entered in these causes (74-382-Civ-J-12 and 75-91-Civ-J-12), and all remaining orders of the court relating thereto. Defendants have a constitutionally adequate system for housing members of the plaintiff class and have purged themselves of any contempt heretofore found by the court. As a result of the defendants' satisfaction of the orders set forth herein, the court VACATES the following orders: Order and Opinion and Permanent Injunction (filed 7/17/75); Consent Order and Permanent Injunction (filed 1/31/79); All remaining orders of the court relating thereto. The court TERMINATES the responsibilities of the special monitor created by order of this court (filed 4/10/89). The court TERMINATES the responsibilities of class counsel William J. Sheppard, Esquire. This court retains jurisdiction solely for the purpose of resolving any dispute between the defendants and class counsel and the monitor concerning requests from class counsel for fees or reimbursement of expenses. The cases are ordered closed. (Signed by Judge Howell W. Melton) MFR Number 125/2312-15 ctc (jsf) (Entered: 05/18/1994)
06/06/1994	13	TRANSCRIPT OF PROCEEDINGS on Pending Motions for date of 5/18/94 before Judge Howell W. Melton. (pmc) (Entered: 06/06/1994)
06/14/1994	14	NOTICE of settlement of fees and costs by Richard Franklin Miller (pmc) (Entered: 06/15/1994)
02/01/1995		CLERK noticed plaintiff's counsel (Bruce Page) and defendant's counsel (Wm. Sheppard) to pick up exhibits within 30 days (jsf) (Entered: 02/01/1995)
02/10/1995	15	RECEIPT for plaintiff's exhibits (which also includes a box) (jsf) (Entered: 02/15/1995)
03/22/1995	16	DESTRUCTION of defendants' exhibits per Local Rule 5.05 (jsf) (Entered: 04/20/1995)
10/15/2001		FRC record data: accession # 021-95-0395; agency box # 1-5 (pleadings); 6 (pleadings, transcripts, exhibit lists, misc. files) 7 (incident reports, ombudsman report, prison survey reports, Duval jail reports,

	assessment of mental health needs report); 8 (depositions); 9 (exhibits to response 10/19/93, transcripts) location # F0261764; permanent record. (mk) (Entered: 10/15/2001)
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