

CLOSED, CONSOLIDATED, MAG

**U.S. District Court
Eastern District of New York (Brooklyn)
CIVIL DOCKET FOR CASE #: 1:92-cv-01290-JG-JLC**

Varrone v. Bilotti, et al
Assigned to: Judge John Gleeson
Referred to: Magistrate-Judge John L. Caden
Demand: \$0
Case in other court: 105.00
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105.00
105.00
96-02368(L)96-02382(XAP)
96-02368(L)96-02382(XAP)
96-02368(L)96-02382(XAP)

Date Filed: 03/19/1992
Date Terminated: 09/30/1997
Jury Demand: Defendant
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Cause: 42:1983 Prisoner Civil Rights

Plaintiff

Joseph Varrone

represented by **Joseph Varrone**
242 Bay 17th Street
Apt. 1D
Brooklyn, NY 11214
PRO SE

Bernard McCarthy
Fitzpatrick, Cella, Harper & Scinto
30 Rockefeller Plaza
New York, NY 10112-3801
(212) 218-2100
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Michael Bilotti
TERMINATED: 09/22/1993

represented by **Robert W. Abrams**
Attorney General of the State of New York
120 Broadway
New York, NY 10271
(212) 416-8164
TERMINATED: 09/22/1993
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Cynthia Johnson
TERMINATED: 09/22/1993

Defendant

John Matthews
TERMINATED: 09/22/1993

represented by **Robert W. Abrams**
(See above for address)
TERMINATED: 09/22/1993
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Bert Ross
TERMINATED: 09/22/1993

Defendant

Francisco Berrios
TERMINATED: 09/22/1993

represented by **Robert W. Abrams**
(See above for address)
TERMINATED: 09/22/1993
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Raymond R. Bara

Defendant

Henrique Frett
Correction Lieutenant at Arthur Kill

represented by **Frederic L. Lieberman**
Jackson Lewis, LLP
59 Maiden Lane
New York, NY 10038-4502
(212) 697-8200
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Thomas Eisenschmidt
Correction Captain at Authur Kill.

represented by **Frederic L. Lieberman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John Does 1-10

Defendant

Gerald A. Wells
*Deputy Superintendent of Security of
Authur Kill*

represented by **Frederic L. Lieberman**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Juan Ramos
Inspector General's Office of the DOCS

represented by **Frederic L. Lieberman**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Thomas Mansfield
Deputy Inspector General of the DOCS

represented by **Frederic L. Lieberman**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Brian F. Malone
Inspector General of the DOCS

represented by **Frederic L. Lieberman**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/19/1992	1	COMPLAINT filed against M. Bilotti, Cynthia Johnson, _____. Mattews, John Doe, Frank Barrios, Raymond R. Bara (Francis, Jackie) (Entered: 03/23/1992)
03/19/1992		Magistrate Caden has been selected by random selection to handle any matters that may be referred in this case. (Francis, Jackie) (Entered: 03/23/1992)
03/19/1992	2	MOTION by Joseph Varrone to proceed in forma pauperis , Motion hearing [2-1] motion (Francis, Jackie) (Entered: 03/23/1992)
03/19/1992		Endorsed order granting [2-1] motion to proceed in forma pauperis (Signed by Judge Eugene H. Nickerson) (Francis, Jackie) (Entered: 03/23/1992)
03/27/1992	3	ORDER granting [2-1] motion to proceed in forma pauperis, and the Clerk is directed to forward to the U.S. Marshal's Office copies of plaintiff's summons and complaint. The Marshal is directed to serve upon the dfts without prepayment of fees. (signed by Judge John R. Bartels, 3/26/92) (Yuen, Sui May) (Entered: 03/27/1992)
05/05/1992	4	ORDER, reset answer due for 5/28/92 for Frank Barrios (signed by Judge John R. Bartels , 4/29/92) (Yuen, Sui May) (Entered: 05/05/1992)
05/11/1992	5	ORDER, reset answer due for 5/28/92 for _____. Mattews (signed by Judge John R. Bartels, 4/27/92) (Yuen, Sui May) (Entered: 05/11/1992)
06/04/1992	6	RETURN OF SERVICE executed as to Raymond R. Bara 4/6/92 Answer due on 4/26/92 for Raymond R. Bara (Yuen, Sui May) (Entered: 06/04/1992)
06/04/1992	7	RETURN OF SERVICE executed as to Frank Barrios 4/14/92 Answer due on 5/4/92 for Frank Barrios (Yuen, Sui May) (Entered: 06/04/1992)
06/04/1992	8	RETURN OF SERVICE executed as to M. Bilotti 4/7/92 Answer due on 4/27/92 for M. Bilotti (Yuen, Sui May) (Entered: 06/04/1992)

06/04/1992	9	RETURN OF SERVICE executed as to _____. Mattews 4/13/92 Answer due on 5/3/92 for _____. Mattews (Yuen, Sui May) (Entered: 06/04/1992)
06/04/1992	10	Return of service unexecuted as to Cynthia Johnson (Yuen, Sui May) (Entered: 10/23/1992)
06/25/1992	11	Letter dtd 6/19/92 from R. Hronsky to Judge Bartels requesting an adjournment of dfts' time to answer till 7/17/92. (Yuen, Sui May) (Entered: 06/25/1992)
06/26/1992	12	ORDER, reset answer due for 7/17/92 for Frank Barrios, for _____. Mattews (signed by Judge John R. Bartels, 5/28/92) (Yuen, Sui May) (Entered: 06/26/1992)
07/20/1992	13	ANSWER to Complaint by Frank Barrios, _____. Mattews, M. Bilotti (Yuen, Sui May) (Entered: 07/21/1992)
08/24/1992	14	NOTICE of Clerk that a status report shall be file with the court in writing on or before 9/21/92. (Yuen, Sui May) (Entered: 08/24/1992)
09/21/1992	15	Letter dtd 9/16/92 from J. Varrone to Clerk requesting status of case. (Yuen, Sui May) (Entered: 09/21/1992)
09/23/1992	16	NOTICE of Clerk dtd 9/23/92 that a status conference is scheduled for 10/23/92 at 11:00. (Yuen, Sui May) (Entered: 09/23/1992)
09/23/1992		Deadline updated; set status conference for 11:00 10/23/92 (Yuen, Sui May) (Entered: 09/23/1992)
10/23/1992	17	Calendar entry: before Judge JRB on 10/23/92. Case called. All counsel present. Conference held. Pro-se plaintiff is directed by the Court to the pro-se office to see about appointment of counsel. (Yuen, Sui May) (Entered: 10/23/1992)
11/10/1992	18	ORDER consolidating cases with member case 92-cv-1408 and 92-cv-1409 (signed by Judge John R. Bartels, 10/26/92) (Yuen, Sui May) (Entered: 11/10/1992)
11/10/1992		Consolidated Lead Case 92-cv-1290 with member case 92-cv-1408 and 92-cv-1409. (Yuen, Sui May) (Entered: 11/10/1992)
11/10/1992	19	ORDER : that the Clerk of Court is directed to appoint of an attorney from the pro bono panel to represent the plaintiffs. (signed by Judge John R. Bartels, undated) (Yuen, Sui May) (Entered: 11/10/1992)
12/01/1992	20	Calendar entry: before Mag. Chrein on 12/1/92. Discussions held. Further discovery is required. reset discovery due for 1/15/93 , set pretrial conference for 4:00 1/26/93 (Yuen, Sui May) Modified on 11/20/1996 (Entered: 12/14/1992)
03/16/1993	21	NOTICE of attorney appearance for Joseph Varrone in 1:92-cv-01290, Claire Varrone in 1:92-cv-01408, Anthony Varrone in 1:92-cv-01409 by Bernard McCarthy. (Yuen, Sui May) (Entered: 03/17/1993)
03/16/1993	22	Letter dtd 3/15/93 from M. Hassner to Clerk Mr. Heinemann advising that the firm Chadbourne & Parke had been selected to represent the plaintiff. (Yuen, Sui May) (Entered: 03/29/1993)
04/01/1993	23	NOTICE of Status Conference by Deputy Clerk set for 4/12/93 at 10:00. (Piper, Francine) (Entered: 04/01/1993)

04/01/1993		Deadline updated; set status conference for 10:00 4/12/93 (Piper, Francine) (Entered: 04/01/1993)
04/15/1993	24	Calendar entry: Case called before Judge Bartels on April 15, 1993 fro a status conference. Marla Hssner present for the plaintiff, Rosalle Hronssky for the defendant. Court Reporter: Anthony Mancuso. Pretrial Scheduling Order entered. (Asreen, Wendy) (Entered: 04/16/1993)
04/15/1993	25	SCHEDULING ORDER setting Discovery cutoff 6/30/93 ; Motions to be filed by July 20, 1993; Proposed and Final Pretrial order to be submitted on or before 8/10/93 ; Jury Trial set for 10:00 9/13/93 ; (signed by Judge John R. Bartels dated April 15, 1993) (Asreen, Wendy) (Entered: 04/16/1993)
06/02/1993	26	Letter dtd 5/24/93 from F. Lieberman to Judge Bartels requesting the Court to So Order the Stipulation to extend time for dfts to respond to interrogatories. (Yuen, Sui May) (Entered: 06/02/1993)
06/02/1993	27	STIPULATION AND ORDER undated that the time for the dfts to respond to plaintiff's first set of interrogatories is extended to 6/11/93. (signed by Judge John R. Bartels). (Yuen, Sui May) (Entered: 06/02/1993)
07/06/1993	28	MOTION by M. Bilotti , Mattews , Frank Barrios for judgment on the pleadings. Motion hearing set for 9:30 7/30/93 in 1:92-cv-01290, in 1:92-cv-01408, in 1:92-cv-01409. (Yuen, Sui May) (Entered: 07/07/1993)
07/06/1993	29	MEMORANDUM in support of [28-1] motion for judgment on the pleadings in 1:92-cv-01290, 1:92-cv-01408, 1:92-cv-01409. (Yuen, Sui May) (Entered: 07/07/1993)
07/12/1993	30	NOTICE by Joseph Varrone in 1:92-cv-01290, Claire Varrone in 1:92-cv-01408, Anthony Varrone in 1:92-cv-01409 to take deposition of Capt. Henrique L. Frett on 7/28/93 at 10:00. (Yuen, Sui May) (Entered: 07/14/1993)
07/12/1993	31	NOTICE by Joseph Varrone in 1:92-cv-01290, Claire Varrone in 1:92-cv-01408, Anthony Varrone in 1:92-cv-01409 to take deposition of Cynthia Johnson on 7/27/93 at 10:00. (Yuen, Sui May) (Entered: 07/14/1993)
07/14/1993	32	Letter dtd 6/24/93 from F. Lieberman to Judge Bartels requesting that the dft be permitted to file judgment on the pleadings. (Permission granted - UNSIGNED). (Yuen, Sui May) (Entered: 07/14/1993)
07/16/1993	33	TRANSCRIPT filed for conference before Judge bartels on dates of 4/15/93. Court reporter : Tony Mancuso. (Yuen, Sui May) (Entered: 07/19/1993)
07/21/1993	34	MEMORANDUM by Joseph Varrone in 1:92-cv-01290 in opposition to [28-1] motion for judgment on the pleadings. (Vaughn, Terry) (Entered: 07/21/1993)
07/27/1993	35	REPLY MEMORANDUM OF LAW by Michael Bilotti ,John Mattews , Bert Ross, and Francisco Berrios in further support of their [28-1] motion for judgment on the pleadings in 92-cv-1290 ; 92-cv-01408 and 1:92-cv-01409. (Same forwarded to chamers). (Yuen, Sui May) (Entered: 07/28/1993)
07/28/1993	36	NOTICE of deputy clerk M. Innelli that the trial date is adjourned to 10/4/93 at 10:00. (Yuen, Sui May) (Entered: 07/28/1993)

09/10/1993	37	STIPULATION AND ORDER dated 9/8/93 that discovery is stayed pending this Court's determination of dfts' motion. Discovery shall be completed within 60 days of the entry of the Court's decision of dfts' motion. (signed by Judge John R. Bartels). (Yuen, Sui May) (Entered: 09/10/1993)
09/14/1993	38	TRANSCRIPT filed for status conference before Judge Bartels on dates of 10/23/92. Court reporter : G. Rudolph. (Yuen, Sui May) (Entered: 09/14/1993)
09/22/1993	39	MEMORANDUM-DECISION AND ORDER dated 9/22/93 that dfts Michael Bilotti, John Matthews, Bert Ross, and Francisco Berios' (in all related cases) [28-1] motion for judgment on the pleadings is granted in 1:92-cv-01290, 92-cv-01408, and 1:92-cv-01409. All the claims asserted by the plaintiffs Joseph, Claire and Anthony Varrone against the dft Cynthia Johnson are dismissed without prejudice. (signed by Judge John R. Bartels). (Yuen, Sui May) Modified on 09/29/1993 (Entered: 09/29/1993)
09/29/1993	40	NOTICE of deputy clerk M. Innelli that the trial scheduled for 10/4 is being change to a status conference. (Yuen, Sui May) (Entered: 09/29/1993)
10/05/1993	41	Calendar entry: before Judge Bartels on 10/5/93. Case called. All counsel present. Conference held. Dfts will move for s.j. motion by 11/5/93. (Yuen, Sui May) (Entered: 10/07/1993)
10/08/1993	42	NOTICE by Anthony Varrone in 1:92-cv-01409 to take deposition of Inspector General's Office on 10/19/93 at 10:00. (Yuen, Sui May) (Entered: 10/13/1993)
11/12/1993	43	ORDER, dated 11/4/93 for summary judgment extension granted until 11/26/93 (signed by Judge John R. Bartels) (endorsed on letter dated 11/4/93 from Frederic Lieberman to Judge Bartles). (Dobkin, David) (Entered: 11/12/1993)
11/29/1993	44	MOTION by John Mattews in 1:92-cv-01290 for summary judgment in favor of defendant , Motion hearing set for 9:30 12/22/93 [44-1] motion (Roker, Michelle) (Entered: 12/01/1993)
11/29/1993	45	MEMORANDUM OF LAW by John Mattews in 1:92-cv-01290 in support of [44-1] motion for summary judgment in favor of defendant (Roker, Michelle) (Entered: 12/01/1993)
12/03/1993	46	STIPULATION OF PARTIAL of voluntary dismissal against dfts Michael Bilotti, Francisco Berrios, and Bert Ross. The sole claims remaining in this action are those asserted by plaintiff Anthony Varrone against dfts John Matthews and Raymond Bara. (Signed by Judge Bartels dtd 12/7/93). (Yuen, Sui May) (Entered: 12/10/1993)
12/21/1993	47	Endorsed ORDER dated 12/20/93 granting Anthony Varrone's request for an extension of time until 1/17/94 to respond to dft's motion to dismiss and 1/24/94 for the motion return date. (signed by Judge John R. Bartels ON LETTER dtd 12/13/93 from Nancy Woodhouse). (Yuen, Sui May) (Entered: 12/21/1993)
01/12/1994	48	Nancy Woodhouse's AFFIDAVIT of Service of Plaintiff's Notice of Motion; Memorandum of Law and Affirmation upon dft's counsel Frederic Lieberman on 1/11/94. (Yuen, Sui May) (Entered: 01/14/1994)
01/12/1994	49	MOTION by Anthony Varrone in 1:92-cv-01409 for leave to file an amended complaint , Motion hearing set for 9:30 1/26/94 [49-1] motion . (Exhibits A-J

		annexed). (Yuen, Sui May) (Entered: 01/14/1994)
01/12/1994	50	MEMORANDUM by Anthony Varrone in 1:92-cv-01409 in support of [49-1] motion for leave to file an amended complaint. (Yuen, Sui May) (Entered: 01/14/1994)
01/18/1994	51	MEMORANDUM by Anthony Varrone in 1:92-cv-01409 in opposition to dft Matthews' [44-1] motion for summary judgment. (Yuen, Sui May) (Entered: 01/18/1994)
01/18/1994	52	APPENDIX 1-12 to plaintiff Anthony Varrone's memorandum of law in opposition to dft Matthews' motion for summary judgment. (Yuen, Sui May) (Entered: 01/18/1994)
01/18/1994	53	Rule 3(g) Statement by Anthony Varrone in 1:92-cv-01409. (Yuen, Sui May) (Entered: 01/18/1994)
01/18/1994	54	Nancy Woodhouse's AFFIDAVIT of Service of Plaintiff's Memorandum in Opposition to Matthews' Motion for S.J. upon Frederic Lieberman on 1/17/94. (Yuen, Sui May) (Entered: 01/18/1994)
01/25/1994	55	Letter dtd 1/19/94 from Frederic Lieberman to Judge Bartels requesting an extension of time until 2/25/94 to submit reply papers to plaintiff's motion to amend the complaint, and the return date is extended to 3/7/94. (Extension granted - endorsed on letter UNSIGNED). (Yuen, Sui May) (Entered: 01/25/1994)
02/28/1994	56	Endorsed ORDER dated 2/24/94 that the time for the dft John Matthews to file his reply papers regarding his motion for s.j. is extended to 3/11/94 , and the return date is extended to 3/21/94. (signed by Judge John R. Bartels on letter dtd 2/23/94 from Frederick Lieberman). (Yuen, Sui May) (Entered: 02/28/1994)
03/11/1994	57	MEMORANDUM by John Mattews in 1:92-cv-01290 in further support of his [44-1] motion for summary judgment and in OPPOSITION to plaintiff's motion to amend his complaint. (Yuen, Sui May) (Entered: 03/14/1994)
03/11/1994	58	Frederic Lieberman's AFFIDAVIT in opposition to plaintiff's [49-1] motion for leave to file an amended complaint. (Exhibits annexed). (Yuen, Sui May) (Entered: 03/15/1994)
03/18/1994	59	REPLY MEMORANDUM OF LAW in further support of plaintiff's [49-1] motion for leave to file an amended complaint (Yuen, Sui May) (Entered: 03/22/1994)
03/18/1994	60	Nancy Woodhouse's Affidavit of Service of Plaintiff's Reply Memorandum upon dft's counsel on 3/18/94. (Yuen, Sui May) (Entered: 03/22/1994)
10/06/1994	61	MEMORANDUM-DECISION AND ORDER GRANTING plaintiff's [49-1] motion for leave to file an amended complaint and DENYING defendant's [44-1] motion for summary judgment. It is furthered ORDERED that plaintiff is to file with the Court an amended complaint w/in thirty (30) days of the date of this order. (signed by Judge John R. Bartels, dated 10/6/94) c/m (Asreen, Wendy) (Entered: 10/13/1994)

11/04/1994	62	AMENDED COMPLAINT by Joseph Varrone in 1:92-cv-01290 , (Answer due 11/14/94 for Raymond R. Bara, for Francisco Berrios, for John Mattews, for Cynthia Johnson, for Michael Bilotti) amending [1-1] complaint against Henrique Frett, Thomas Eisenschmidt, John Does 1-10, Gerald A. Wells, Juan . Ramos, Thomas Mansfield, Brian F. Malone to case(s) 1:92-cv-01290, (Joseph, Derek) (Entered: 11/09/1994)
11/17/1994	63	ANSWER by John Mattews in 1:92-cv-01408, John Mattews in 1:92-cv-01409 to amended complaint; jury demand. (Yuen, Sui May) (Entered: 11/30/1994)
12/02/1994	64	LETTER dated 11/4/94 from Bernard McCarthy to Judge Bartels enclosing copy of plaintiff's amended complaint. (Not enclosed). (Yuen, Sui May) (Entered: 12/02/1994)
12/02/1994	65	LETTER dated 11/7/94 from Frederic Lieberman to Judge Bartels requesting an additional 90 days to complete discovery. (Yuen, Sui May) (Entered: 12/02/1994)
12/02/1994	66	Amended SCHEDULING ORDER dated 11/29/94 that discovery to be completed by 2/17/95. Motions to be filed by 3/10/95. Proposed and final pre trial order to be filed by 3/31/94. Trial to start on 4/10/95. (signed by Judge John R. Bartels). (Yuen, Sui May) (Entered: 12/02/1994)
01/05/1995	67	WAIVER OF SERVICE Returned Executed as to Gerald A. Wells in 1:92-cv-01290. Request for Waiver mailed 11/11/94, Answer due on 1/10/95 for Gerald A. Wells in 1:92-cv-01290.(This is document No.67 in 1:92-cv-01290) (DiTomasso, Mike) (Entered: 01/10/1995)
01/05/1995	68	WAIVER OF SERVICE Returned Executed as to Henrique Frett and Thomas Eisenschmidt in 1:92-cv-01290. Request for Waiver mailed on 11/11/94. Answer due on 1/10/95 for Thomas Eisenschmidt, and Henrique Frett. (DiTomasso, Mike) (Entered: 01/10/1995)
01/10/1995	69	ANSWER by Henrique Frett in 1:92-cv-01290, Gerald A. Wells in 1:92-cv-01290, Brian F. Malone in 1:92-cv-01290 to amended complaint. Jury Trial demanded. (Yuen, Sui May) (Entered: 01/19/1995)
01/11/1995	70	RETURN OF SERVICE of Amended Summons and Amended Complaint executed as to Thomas Mansfield in 1:92-cv-01290 on 1/9/95. (Yuen, Sui May) (Entered: 01/19/1995)
01/11/1995	71	RETURN OF SERVICE of Amended Summons & Amended Complaint executed as to Brian F. Malone in 1:92-cv-01290 on 1/9/95. (Yuen, Sui May) (Entered: 01/19/1995)
01/17/1995	72	NOTICE by Joseph Varrone in 1:92-cv-01290, Claire Varrone in 1:92-cv-01408, Anthony Varrone in 1:92-cv-01409 to take deposition of Thomas Eisenschmidt on 2/6/95 at 10:00. (Yuen, Sui May) (Entered: 01/19/1995)
01/17/1995	73	NOTICE by Joseph Varrone in 1:92-cv-01290, Claire Varrone in 1:92-cv-01408, Anthony Varrone in 1:92-cv-01409 to take deposition of Gerald Wells on 1/31/95 at 10:00. (Yuen, Sui May) (Entered: 01/19/1995)
01/31/1995	74	SECOND AMENDED PETRIAL SCHEDULING ORDER setting Deadline for filing of all motions 5/8/95 ; Discovery cutoff 4/17/95 ; Pretrial order to be

		submitted on or before 6/12/95 ; (signed by Judge John Bartels on 1/30/95). (Vasquez, Liz) (Entered: 01/31/1995)
02/07/1995	75	WAIVER OF SERVICE Returned Executed as to Juan Ramos in 1:92-cv-01290 on 1/28/95. Answer due on 3/29/95 for Juan Ramos in 1:92-cv-01290. (Yuen, Sui May) (Entered: 02/09/1995)
02/14/1995	77	ANSWER by Thomas Eisenschmidt in 1:92-cv-01290, Thomas Mansfield in 1:92-cv-01290 to amended complaint. Jury trial demanded. (Yuen, Sui May) (Entered: 02/17/1995)
02/15/1995	76	NOTICE by Joseph Varrone in 1:92-cv-01290, Claire Varrone in 1:92-cv-01408, Anthony Varrone in 1:92-cv-01409 to take deposition of Thomas Mansfield on 3/3/95 at 10:00. (Yuen, Sui May) (Entered: 02/15/1995)
02/23/1995	78	NOTICE by Joseph Varrone in 1:92-cv-01290, Anthony Varrone in 1:92-cv-01409 to take deposition of Eric Siedel on 3/17/95 at 10:00. (Yuen, Sui May) (Entered: 03/01/1995)
04/03/1995	79	NOTICE by Joseph Varrone in 1:92-cv-01290, Claire Varrone in 1:92-cv-01408, Anthony Varrone in 1:92-cv-01409 to take deposition of Juan Ramos on 4/11/95 at 2:00. (Yuen, Sui May) (Entered: 04/04/1995)
04/06/1995	80	STIPULATION AND ORDER dtd 4/5/95 that dft Juan Ramos will be deposed by telephone on 4/11/95 at 2:00. (signed by Judge John R. Bartels). (Yuen, Sui May) (Entered: 04/06/1995)
04/13/1995	81	ANSWER by Juan Ramos in 1:92-cv-01290 to amended complaint. Jury trial demanded. (Yuen, Sui May) (Entered: 04/14/1995)
05/15/1995	82	Endorsed ORDER dtd 5/9/95 granting dft's request for an extension of time until 6/5 to serve motions. (signed by Judge John R. Bartels on letter dtd 5/4/95 from Frederic Lieberman). (Yuen, Sui May) (Entered: 05/15/1995)
06/09/1995	83	LETTER dated 6/2/95 from Frederic Lieberman, Asst Atty. General to Judge Bartels requesting the schedule for summary judgment motions be modified. (Asreen, Wendy) (Entered: 06/09/1995)
06/09/1995		Endorsed order, on page 2 of document# 83, resetting motion filing deadline of 7/5/95 for summary judgment; answering papers due 7/17/95; reply papers due 7/24/95 and return date set for 7/31/95. (Signed by Judge John R. Bartels, dated 6/5/95) (Asreen, Wendy) (Entered: 06/09/1995)
07/05/1995	84	MOTION by Joseph Varrone in 1:92-cv-01290 for summary judgment pursuant to Rule 56 Motion hearing set for 9:30 7/31/95 [84-1] motion (Roker, Michelle) (Entered: 07/06/1995)
07/05/1995	85	MEMORANDUM OF LAW by Joseph Varrone in 1:92-cv-01290 in support of [84-1] motion for summary judgment pursuant to Rule 56 (Roker, Michelle) (Entered: 07/06/1995)
07/05/1995	86	Rule 3(g) Statement by Joseph Varrone in 1:92-cv-01290 re: [84-1] motion for summary judgment pursuant to Rule 56 (Roker, Michelle) (Entered: 07/06/1995)
07/06/1995	87	MOTION by John Matthews in 1:92-cv-01290, Henrique Frett in 1:92-cv-01290, Thomas Eisenschmidt in 1:92-cv-01290, Gerald A. Wells in 1:92-cv-01290, Juan

		Ramos in 1:92-cv-01290, Thomas Mansfield in 1:92-cv-01290, Brian F. Malone in 1:92-cv-01290 for summary judgment . Motion hearing set for 9:30 on 7/31/95 . (Murphy, Margaret) (Entered: 07/07/1995)
07/06/1995	88	MEMORANDUM by John Matthews in 1:92-cv-01290, Henrique Frett in 1:92-cv-01290, Thomas Eisenschmidt in 1:92-cv-01290, Gerald A. Wells in 1:92-cv-01290, Juan Ramos in 1:92-cv-01290, Thomas Mansfield in 1:92-cv-01290, Brian F. Malone in 1:92-cv-01290 in support of [87-1] motion for summary judgment. (Murphy, Margaret) (Entered: 07/07/1995)
07/17/1995	89	Chet Kronenberg's AFFIDAVIT in opposition to dfts' motion [87-1] for summary judgment. (Exhibits annexed). (Yuen, Sui May) (Entered: 07/18/1995)
07/17/1995	90	Plaintiff's response to dfts' statement pursuant to civil rule 3(g). (Yuen, Sui May) (Entered: 07/18/1995)
07/17/1995	91	Anthony Varrone's MEMORANDUM of Law in opposition to [87-1] dfts' motion for summary judgment. (Yuen, Sui May) (Entered: 07/18/1995)
07/18/1995	92	MEMORANDUM in further support of dfts Matthews, Frett, Eisenschmidy, Wells , Ramos, Mansfield and Malone's motion for summary judgment and in opposition to plaintiff's motion for summary judgment. (Yuen, Sui May) (Entered: 07/18/1995)
07/18/1995	93	Dfts' response to plaintiff's statement pursuant to civil rule 3(g). (Yuen, Sui May) (Entered: 07/18/1995)
07/24/1995	96	Plaintiffs' REPLY MEMORANDUM OF LAW in further [84-1] support of their motion for summary judgment pursuant to Rule 56. (Yuen, Sui May) (Entered: 07/26/1995)
07/25/1995	94	REPLY MEMORANDUM OF LAW by John Matthews , Henrique Frett, Thomas Eisenschmidt , Gerald A. Wells, Juan Ramos , Thomas Mansfield, and Brian F. Malone in further support of their [87-1] motion for summary judgment and in OPPOSITION to plaintiff's motion for summary judgment. (Yuen, Sui May) (Entered: 07/26/1995)
07/25/1995	95	Kevin Lamberson's REPLY AFFIDAVIT in support of dfts' [87-1] motion for summary judgment. (Yuen, Sui May) (Entered: 07/26/1995)
03/07/1996	97	LETTER dated 2.26.96 from Chet A. Kronenberg to Hon. Judge Bartels. Re: Illegal Strip Search. (Greene, Donna) (Entered: 03/07/1996)
03/19/1996	98	LETTER dated 3/8/96 from Asst. Attorney General, Kevin Lamberson to Judge Bartels in response to plaintiff's letter dated 2/26/96 and stating ahat the strip search of the plaintiff was based upon reasonable suspicion. (Asreen, Wendy) (Entered: 03/19/1996)
03/26/1996	99	(COPY) TRANSCRIPT of Deposition filed for Office Juan Ramos for dates of 4.18.95 in Tampa, Florida. (Greene, Donna) (Entered: 03/26/1996)
03/26/1996	100	(COPY) TRANSCRIPT Depostion filed for Thomas Eisenschmidt for dates of 3.14.95 at the office of Chadbourne & Parke. (Greene, Donna) (Entered: 03/26/1996)

03/26/1996	101	(COPY) TRANSCRIPT Deposition filed for Gerald A. Wells for dates of 3.2.95 at the offices of Chadbourne & Parke. (Greene, Donna) (Entered: 03/26/1996)
03/26/1996	102	(COPY) TRANSCRIPT Examination before trial of John Matthews filed for dates of 7.21.93. (Greene, Donna) (Entered: 03/26/1996)
03/26/1996	103	(COPY) TRANSCRIPT Deposition filed for Thomas F. Mansfield for dates of 4.10.95 at the offices of Chadbourne & Parke. (Greene, Donna) (Entered: 03/26/1996)
03/26/1996	104	(COPY) TRANSCRIPT Deposition filed for Eric Seidel for dates of 4.5.95 held at the Brooklyn District Attorney's Office. (Greene, Donna) (Entered: 03/26/1996)
03/26/1996	105	(COPY) TRANSCRIPT Deposition filed for Henrique L. Frett for dates of 7.28.93 at the offices of Carter, Conboy, Bardwell, Case, Blackmore & Napierski, Esq. (Greene, Donna) (Entered: 03/26/1996)
03/26/1996	106	(COPY) TRANSCRIPT Deposition filed for Brian F. Malone for dates of 10.22.93 at the offices of Chadbourne & Parke. (Greene, Donna) (Entered: 03/26/1996)
04/05/1996	107	MEMORANDUM AND ORDER denying [87-1] motion for summary judgment on the issue of qualified immunity as to all deft.'s , denying [84-1] motion for summary judgment on the alleged constitutional violation. (signed by Judge John R. Bartels on 3.26.96) c/m (Greene, Donna) (Entered: 04/05/1996)
04/12/1996	108	AMENDED SCHEDULING ORDER setting Pretrial order to be submitted on or before 4/22/96 ; Jury Trial set for 5/13/96 ; (signed by Judge John R. Bartels on 3/28/96) (Greene, Donna) (Entered: 04/12/1996)
04/26/1996	109	LETTER dated 4/18/96 from Kevin J. Lamberson to Hon. Judge Bartels, advises the Court of deft.'s consent to the trial of this action before a Mag. Judge, ant to inform the Court of deft.'s intention to immediately appeal this Court's denial of their motion for summary judgment on the basis of qualified immunity, and to respectfully request that this Court stay the trial of this action pending disposition of that appeal. (Greene, Donna) (Entered: 04/26/1996)
05/03/1996	110	NOTICE OF APPEAL by Henrique Frett in 1:92-cv-01290, Thomas Eisenschmidt in 1:92-cv-01290, Gerald A. Wells in 1:92-cv-01290, Juan Ramos in 1:92-cv-01290, Thomas Mansfield in 1:92-cv-01290, Brian F. Malone in 1:92-cv-01290 and John Mathews. Fee Paid \$ 105.00 Receipt # 182728 Notice of Appeal and certified copy of docket sent appealing [107-1] order. Affidavit of service attached. (McGee, Maryann) (Entered: 05/06/1996)
05/03/1996		Notice of Appeal and certified copy of docket to USCA: [110-1] appeal (McGee, Maryann) (Entered: 05/06/1996)
05/10/1996	111	NOTICE OF CROSS-APPEAL by Joseph Varrone in 1:92-cv-01290, Claire Varrone in 1:92-cv-01408, Anthony Varrone in 1:92-cv-01409 Fee Paid \$ 105.00 Receipt # 182912 Notice of Appeal and certified copy of docket sent appealing [107-1] order in 1:92-cv-01290. Affidavit of service attached. (McGee, Maryann) (Entered: 05/13/1996)

05/10/1996		Notice of Cross Appeal and certified copy of docket to USCA: [111-1] appeal in 1:92-cv-01290, [0-1] appeal in 1:92-cv-01408, [0-1] appeal in 1:92-cv-01409 (McGee, Maryann) (Entered: 05/13/1996)
05/23/1996	112	LETTER dated 1/27/96 from Frederic Lieberman to Judge Bartels re: revision of scheduling order. (McGee, Maryann) (Entered: 05/23/1996)
05/23/1996		Endorsed order dtd 1/27/96 granting modification of scheduling order (Signed by Judge John R. Bartels) (McGee, Maryann) (Entered: 05/23/1996)
05/23/1996		Certified and transmitted INDEX on appeal to U.S. Court of Appeals: [110-1] appeal. Acknowledgment requested. USCA#96-2368. (McGee, Maryann) (Entered: 05/23/1996)
06/03/1996	113	USCA Scheduling Order: [111-1] appeal Appeal record due by 6/21/96 . USCA Number: 96-2368(L) 96-2382(XAP) Appellant's brief due 6.28.96. Appellee's brief due 7.29.96. Argument set for 8.26.96. (Greene, Donna) (Entered: 06/03/1996)
06/07/1996		Certified and transmitted INDEX on appeal to U.S. Court of Appeals. (McGee, Maryann) Modified on 06/11/1996 (Entered: 06/10/1996)
07/16/1996	114	Acknowledgment from USCA received re: Index on appeal. (McGee, Maryann) (Entered: 07/18/1996)
02/20/1997	115	ORDER REFERRING CASE to Magistrate John L. Caden for all pretrial purposes. Signed by Judge Edward R. Korman on 2/18/97. (Asreen, Wendy) (Entered: 02/20/1997)
02/25/1997		CASE reassigned to Judge John Gleeson from Judge John R. Bartels. (Chow, Alice) (Entered: 03/10/1997)
09/16/1997	116	MANDATE OF USCA (certified copy) Re: [111-1] appeal, [110-1] (appeal reversed and remanded). The Order of the District Court is REVERSED and the case is REMANDED to the District Court for further proceedings, and the cross-appeal be and is DISMISSED as moot in accordance with the opinion of this Court. Issued as mandate on 9/11/97. Judge notified. Ackn mailed.. USCA # 96-2368,96-2382. (Gonzalez, Mary) (Entered: 09/16/1997)
09/16/1997	117	Bill of costs taxed in the amount of \$1,398.60 in favor of Appellants, John Matthews,et al. Certified on 9/11/97. Judge notified. Ackn mailed. USCA # 96-2368. (Gonzalez, Mary) (Entered: 09/16/1997)
09/25/1997	118	Record on appeal returned from U.S. Court of Appeals: Documents [1-45, 47-74, 85-112] returned from C of A. (Drayton, Lorraine) (Entered: 09/25/1997)
09/30/1997		Case closed (1:92-cv-01409 1:92-cv-01408) (Dobkin, David) (Entered: 10/16/1997)
10/16/1997	119	ORDER of discontinuac without prejudice to the right to reopen the action if the settlement is not consummated. Dated 10/15/97(signed by Judge John Gleeson) (Dobkin, David) (Entered: 10/16/1997)
03/11/1998		Case closed (Dobkin, David) (Entered: 03/11/1998)

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