

**U.S. District Court**  
**United States District Court for the Southern District of New York (Foley Square)**  
**CIVIL DOCKET FOR CASE #: 1:06-cv-08253-RMB**

Pack v. Westchester County Department of Corrections et al  
Assigned to: Judge Richard M. Berman  
Related Case: [1:05-cv-08120-RMB](#)  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 10/10/2006  
Date Terminated: 03/12/2008  
Jury Demand: Defendant  
Nature of Suit: 555 Prisoner: Prison Condition  
Jurisdiction: Federal Question

**Plaintiff**

**Yero Pack**  
*also known as*  
Savon Codd

represented by **Yero Pack**  
#36094-060  
Federal Correctional Complex USP2  
P.O. Box 1034  
Unit G-2  
Coleman, FL 33521-0879  
PRO SE

V.

**Defendant**

**Westchester County Department of Corrections**

**Defendant**

**Rocco Pozzi**

**Defendant**

**Anthony Amicucci**

**Defendant**

**Captain Orland**

**Defendant**

**Aramark Correctional Services**

represented by **David P. Redmond**  
Partner/Kral, Clerkin, Redmond, Ryan,  
Perry & Girvan, LLP  
170 Broadway, Suite 500  
New York, NY 10038  
(212) 406-9710  
Fax: (212) 571-0874  
Email: [davidpredmond@kcrpg.com](mailto:davidpredmond@kcrpg.com)

Date Filed	#	Docket Text
10/10/2006	1	ENDORSEMENT on Declaration in Support of Request to Proceed In Forma Pauperis, I.F.P. REQUEST IS GRANTED. (Signed by Judge Richard M. Berman on 10/6/6) (laq, ) (Entered: 10/18/2006)
10/10/2006	2	COMPLAINT against Westchester County Department of Corrections, Rocco Pozzi, Anthony Amicucci, Orland, Aramark Correctional Services. Reply required under Prison Litigation Reform Act Section 7(2)(g)(2). Document filed by Yero Pack.(laq, ) (Entered: 10/18/2006)

10/10/2006		SUMMONS ISSUED as to Westchester County Department of Corrections, Rocco Pozzi, Anthony Amicucci, Orland, Aramark Correctional Services. (laq, ) (Entered: 10/18/2006)
11/01/2006	3	MOTION to Appoint Counsel. Document filed by Yero Pack. (cd, ) (Entered: 11/09/2006)
11/28/2006	4	ENDORSED LETTER addressed to Judge Richard M. Berman from Christie L. Magno dated 11/15/06 re: a request for direction on how to proceed with the filing of the motion to dismiss. ENDORSEMENT: Lets hear from plaintiff's counsel by 12/1/2006 (but it would seem odd to have an unrepresented case proceed before a represented one if that's the issue). (Signed by Judge Richard M. Berman on 11/28/06) (kco, ) (Entered: 11/28/2006)
12/07/2006	5	PRO SE MEMORANDUM dated 11/27/06 re: CHANGE OF ADDRESS for Yero Pack. New Address: 36094-060, Federal Correctional Complex USP2, P.O. Box 1034, Unit G-2, Coleman, FL, 33521-0879. (jco, ) (Entered: 12/12/2006)
12/28/2006	6	ANSWER to Complaint with JURY DEMAND. Document filed by Aramark Correctional Services.(Redmond, David) (Entered: 12/28/2006)
12/29/2006	7	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Document filed by Aramark Correctional Services.(Redmond, David) (Entered: 12/29/2006)
01/16/2007	8	MOTION for Extension of Time of 60 days purs. to the FRCP Rule 6(b) to file a response or rebuttal to defendant Aramarks "motion to dismiss plaintiff's complaint". Document filed by Yero Pack.(ae) (Entered: 01/23/2007)
01/29/2007	9	FILING ERROR – ELECTRONIC FILING IN NON-ECF CASE – RESPONSE to Motion re: 8 MOTION for Extension of Time.. Document filed by Aramark Correctional Services. (Redmond, David) Modified on 3/5/2007 (lb). (Entered: 01/29/2007)
01/30/2007	10	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and PLRA Sec. 7(2)(g)(2) Complaint served. Westchester County Department of Corrections served on 1/18/2007, answer due 2/7/2007. Service was accepted by Coloidt Jean M. Document filed by Yero Pack. Sent out for mail service 11/3/06, no response. Set up for Per/Service 1/10/07. (js) (Entered: 02/06/2007)
01/30/2007	11	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and PLRA Sec. 7(2)(g)(2) Complaint served. Service was accepted by Coloidt Jean M. (Secretary). Document filed by Yero Pack. Sent out for mail service 1/3/06, no response. Set up for Per/service 1/10/07. (js) (Entered: 02/06/2007)
01/30/2007	12	MARSHAL'S PROCESS RECEIPT AND RETURN OF SERVICE EXECUTED Summons and PLRA Sec. 7(2)(g)(2) Complaint served. Service was accepted by Coloidt Jean M. (Secretary to Commissioner. Document filed by Yero Pack. Sent out for mail service 11/3/06, no response. Set up for Per/service 1/10/07 (js) (Entered: 02/06/2007)
02/21/2007	14	MOTION to Appoint Counsel. (Affidavit in Support and Memorandum of Law in Support included.) Document filed by Yero Pack.(jar) (Entered: 03/02/2007)
02/23/2007	13	ENDORSED LETTER addressed to Judge Richard M. Berman from Christie L. Magno dated 2/16/2007 re: to my letter of November 15, 2006, a copy of which is attached hereto, it was this Office's understanding from the Court's reply that the County's motion to dismiss should not proceed until the other cases were resolved since Savon Codd was not represented by counsel. Therefore, this office did not respond to Plaintiff Codd's complaint. I am writing to ascertain if

		this remains the Court's position. ENDORSEMENT: Let's wait until we hear from other pl's counsel if Mr. Codd's case is consolidated, i.e. by 3/16/07 or sooner. SO ORDERED. (Signed by Judge Richard M. Berman on 2/23/2007) (jmi) (Entered: 02/26/2007)
03/05/2007		***NOTE TO ATTORNEY TO RE-FILE DOCUMENT – NON-ECF CASE ERROR. Note to Attorney David P. Redmond to MANUALLY RE-FILE Document RESPONSE, Document No. 9. This case is not ECF. (lb) (Entered: 03/05/2007)
03/13/2007	15	AFFIDAVIT OF SERVICE re Order of the Court and County Deft's Motion to Dismiss. Document filed by Westchester County Department of Corrections. (cd) (Entered: 03/19/2007)
03/13/2007	16	AFFIDAVIT OF SERVICE re Order of Judge Berman dated 3/6/07 et al, by certified mail. Document filed by Westchester County Department of Corrections. (cd) (Entered: 03/19/2007)
04/02/2007	18	MEMO ENDORSEMENT on re: 8 MOTION for Extension of Time filed by Yero Pack. Application denied as moot. 8 on docket is dismissed. So Ordered. (Signed by Judge Richard M. Berman on 4/2/07) (jco) (Entered: 04/04/2007)
04/03/2007	<u>17</u>	ORDER denying 3 Motion to Appoint Counsel; denying 14 Motion to Appoint Counsel. (Signed by Judge Richard M. Berman on 4/3/07) (db) (Entered: 04/04/2007)
04/03/2007	19	ORDER; Plaintiff's Motion for Appointment of Counsel is denied w/out prejudice. (Signed by Judge Richard M. Berman on 4/3/07) (ae) (Entered: 04/06/2007)
01/22/2008	<u>20</u>	ADMINISTRATIVE ORDER: The Clerk of Court is respectfully requested to designate the above captioned case as related to Perez v. Westchester County Department of Corrections, No. 05 Civ. 8120. (Signed by Judge Richard M. Berman on 1/22/08) (tro) (Entered: 01/22/2008)
01/22/2008		CASE ACCEPTED AS RELATED. Create association to 1:05-cv-08120-RMB. (tro) (Entered: 01/22/2008)