

**U.S. District Court**  
**United States District Court for the Southern District of New York (Foley Square)**  
**CIVIL DOCKET FOR CASE #: 1:05-cv-09226-RMB**

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

Date Filed: 10/31/2005  
 Date Terminated: 03/12/2008  
 Jury Demand: Plaintiff  
 Nature of Suit: 555 Prisoner: Prison Condition  
 Jurisdiction: Federal Question

**Plaintiff**

**Shedret Whitehead**

represented by **Shedret Whitehead**  
 #98-A-7215  
 Downstate Correctional Facility  
 3-C-36  
 P.O. Box F  
 Red Schoolhouse Road  
 Fishkill, NY 12524-0445  
 PRO SE

V.

**Defendant**

**Westchester County Department of Corrections**  
*as a County Agency*

**Defendant**

**Commissioner Rocco Pozzi**  
*individually and as Commissioner of the Westchester County Department of Corrections*

**Defendant**

**Warden Anthony Amicucci**  
*individually and as Senior Administrator of the Westchester County Jail*

**Defendant**

**Captain Orlando**  
*individually and as the facility grievance coordinator of the Westchester County Jail*

Date Filed	#	Docket Text
10/31/2005	1	ENDORSEMENT on Declaration in Support of Request to Proceed In Forma Pauperis, I.F.P. REQUEST IS GRANTED. (Signed by Judge Michael B. Mukasey on 10/27/2005) (jeh, ) Modified on 11/4/2005 (jeh, ). (Entered: 11/04/2005)
10/31/2005	2	COMPLAINT against Westchester County Department of Corrections, Rocco Pozzi, Anthony Amicucci, Orlando. Reply required under Prison Litigation Reform Act Section 7(2)(g)(2). Document filed by Shedret Whitehead.(jeh, ) (Entered: 11/04/2005)

10/31/2005		Case Designated PLRA purs. to Prison Litigation Reform Act Section 7(2)(g)(2). (jeh, ) (Entered: 11/04/2005)
10/31/2005		Magistrate Judge Debra C. Freeman is so designated. (jeh, ) (Entered: 11/04/2005)
11/14/2005	3	PRO SE MEMORANDUM dated 11/10/2005 re: CHANGE OF ADDRESS for Shedret Whitehead. New Address #98-A-7215, Downstate Correctional Facility, 3-C-36, P.O. Box F, Red Schoolhouse Road, Fishkill, NY, 12524-0445. (jar, ) (Entered: 11/14/2005)
11/29/2005		CONSOLIDATED MEMBER CASE: Case consolidated with 1:05-cv-8120. (pl, ) (Entered: 11/30/2005)
11/30/2005	4	ORDER; that cases 05cv8120(RMB), 05cv8255 (RMB), 05cv8256(RMB), 05cv9226(RMB) are hereby consolidated. (Signed by Judge Richard M. Berman on 11/29/05) (pl, ) (Entered: 11/30/2005)
09/15/2006	5	FILING ERROR – ELECTRONIC FILING IN NON-ECF CASE – MOTION to Dismiss. Document filed by Westchester County Department of Corrections, Rocco Pozzi, Anthony Amicucci, Orlando. Responses due by 10/31/2006 Return Date set for 11/14/2006 11:59 PM. (Attachments: # <u>1</u> Declaration of Christie L. Magno# <u>2</u> Notice of Exhibits# <u>3</u> Memorandum of Law In Support of Motion To Dismiss)Filed In Associated Cases: 1:05-cv-08120-RMB,1:05-cv-08255-RMB-DCF,1:05-cv-08256-RMB-DCF,1:05-cv-09226-RMB(Magno Christie) Modified on 9/15/2006 (kg, ). (Entered: 09/15/2006)
12/07/2006	6	REPLY AFFIRMATION of Christie Magno in Support re: 14 MOTION to Dismiss., 19 MOTION for Preliminary Injunction.. Document filed by Westchester County Department of Corrections, Rocco Pozzi, Anthony Amicucci, Orlando. (Attachments: # <u>1</u> Reply Memorandum of Law)Filed In Associated Cases: 1:05-cv-08120-RMB,1:05-cv-08255-RMB-DCF,1:05-cv-08256-RMB-DCF,1:05-cv-09226-RMB(Magno Christie) (Entered: 12/07/2006)
11/08/2007	7	ENDORSED LETTER addressed to Judge Richard Berman from Christie L. Magno dated 11/8/07 re: Request that the scheduled conference on 12/10/07 at 9:30 a.m. be adjourned to 11:00 a.m. ENDORSEMENT: Adjourned to 11:00 a.m. on 12/10/07. Let's have everyone in person. Settlement Conference set for 12/10/2007 at 11:00 AM in Courtroom 14A, 500 Pearl Street, New York, NY 10007 before Judge Richard M. Berman. (Signed by Judge Richard M. Berman on 11/8/07) Filed In Associated Cases: 1:05-cv-08120-RMB, 1:05-cv-08255-RMB-DCF, 1:05-cv-08256-RMB-DCF, 1:05-cv-09226-RMB(db) (Entered: 11/08/2007)
01/22/2008	8	ADMINISTRATIVE ORDER: The Clerk of Court is respectfully requested to designate this case as related to the lead case in this matter, Perez v. Westchester County Department of Corrections, No. 05cv8120. (Signed by Judge Richard M. Berman on 1/22/08) (dle) (Entered: 01/22/2008)
01/22/2008		CONSOLIDATED MEMBER CASE: Create association to 1:05-cv-08120-RMB. (dle) (Entered: 01/22/2008)
01/22/2008		CASE ACCEPTED AS RELATED. Create association to 1:05-cv-08120-RMB. (kco) (Entered: 01/23/2008)
03/12/2008	9	ORDER OF SETTLEMENT, RELEASE AND STIPULATION OF DISCONTINUANCE: For reasons further set forth in said Order, this action is settled and discontinued with prejudice as against the County Defendants. See sections 1-2 for stipulations regarding the term "halal" as defined as any food in compliance with the Holy Qur'an. The Court retains discretion to accept any such case(s) as related. The Clerk is requested to close this case (LEAD CASE 05cv8120(RMB)) and ALL RELATED CASES. (Signed by Judge Richard M. Berman on 3/12/08) Filed In Associated Cases: 1:05-cv-08120-RMB et al.(db) (Entered: 03/12/2008)
03/12/2008	10	ENDORSED LETTER addressed to Judge Richard M. Berman from Richard B. Cohen dated 3/12/08 re: Request for the following briefing schedule – Plaintiff's petition for attorneys fees due 4/18/08; defendant's opposition due 5/9/08; reply due 5/23/08. ENDORSEMENT: Good job! Settlement has been so ordered. The Court also encourages settlement of the legal fees issue – – If that cannot occur, the enclosed briefing schedule is acceptable. SO ORDERED. (Signed by Judge Richard M. Berman on 3/12/08) Filed In Associated Cases: 1:05-cv-08120-RMB et al.(db) (Entered: 03/12/2008)
05/23/2008	11	MEMORANDUM OF LAW in Opposition re: (44 in 1:05-cv-08120-RMB) MOTION for Attorney Fees. Document filed by Westchester County Department of Corrections, Westchester County Department of Corrections, Westchester County Department of Corrections. Filed In Associated Cases: 1:05-cv-08120-RMB, 1:05-cv-08255-RMB-DCF, 1:05-cv-08256-RMB-DCF, 1:05-cv-09226-RMB, 1:05-cv-10462-RMB(pl) (Entered: 05/28/2008)
05/23/2008	12	DECLARATION of Christie L. Magno in Opposition to Application for payment of Attorney Fees to Fox Rothschild LLP. Document filed by Westchester County Department of Corrections, Westchester County Department of Corrections, Westchester County Department of Corrections, Westchester County Department of Corrections. Filed In Associated Cases: 1:05-cv-08120-RMB et al.(pl) (Entered: 05/28/2008)