

**U.S. District Court
Western District of Virginia (Abingdon)
CIVIL DOCKET FOR CASE #: 1:18-cv-00013-JPJ-PMS**

Human Rights Defense Center v. Southwest Virginia Regional
Jail Authority et al
Assigned to: Judge James P. Jones
Referred to: Magistrate Judge Pamela Meade Sargent
Cause: 42:1983 Civil Rights Act

Date Filed: 03/28/2018
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Human Rights Defense Center

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V.

Defendant

**Southwest Virginia Regional Jail
Authority**

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Defendant

Stephen Clear
*Superintendent, in his individual and
official capacities*

represented by **Katherine Cabell Londos**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Nathan Henry Schnetzler
(See above for address)
*LEAD ATTORNEY
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Defendant

Does 1-10
in their individual and official capacities

Date Filed	#	Docket Text
03/28/2018	<u>1</u>	COMPLAINT against Stephen Clear, Does 1–10, Southwest Virginia Regional Jail Authority (Filing & Administrative fee \$ 400, receipt number 0423–2865645.), filed by Human Rights Defense Center. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A)(ab) (Entered: 03/29/2018)
03/28/2018	<u>2</u>	Negative Corporate Disclosure Statement by Human Rights Defense Center (ab) (Entered: 03/29/2018)
03/29/2018	<u>3</u>	Electronic Summons Issued as to Stephen Clear, Southwest Virginia Regional Jail Authority NOTICE TO COUNSEL: Please print copies of the electronically issued summons for each defendant as necessary to effectuate service under Fed. R. Civ. P. 4. (Attachments: # <u>1</u> Summons Issued)(ab)
03/29/2018	<u>4</u>	MOTION for Preliminary Injunction by Human Rights Defense Center. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean) Modified on 3/29/2018 to remove referral text; Motion not referred (lml).
03/29/2018	<u>5</u>	Brief / Memorandum in Support re <u>4</u> MOTION for Preliminary Injunction . filed by Human Rights Defense Center. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Douglass, Sean)
03/29/2018	<u>6</u>	AFFIDAVIT in Support re <u>4</u> MOTION for Preliminary Injunction . filed by Human Rights Defense Center. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Douglass, Sean)
04/11/2018	<u>7</u>	AFFIDAVIT of Service for Complaint, Summons, and Preliminary Injunction Motion and Supporting Documents served on Southwest Virginia Regional Jail Authority on April 5, 2018, filed by Human Rights Defense Center.(Douglass, Sean)
04/11/2018	<u>8</u>	AFFIDAVIT of Service for Complaint, Summons, and Preliminary Injunction Motion and Supporting Documents served on Stephen Clear on April 5, 2018, filed by Human Rights Defense Center.(Douglass, Sean)
04/11/2018	<u>9</u>	MOTION for <i>Chelsea T. Kelly</i> to Appear Pro Hac Vice. by Human Rights Defense Center.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean)
04/11/2018	<u>10</u>	MOTION for <i>Thomas G. Hentoff</i> to Appear Pro Hac Vice. by Human Rights Defense Center.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean)
04/11/2018	<u>11</u>	MOTION for <i>Sabarish P. Neelakanta</i> to Appear Pro Hac Vice. by Human Rights Defense Center.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean)
04/11/2018	<u>12</u>	MOTION for <i>Daniel Marshall</i> to Appear Pro Hac Vice. by Human Rights Defense Center.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean)
04/11/2018	<u>13</u>	MOTION for <i>Masimba Mutamba</i> to Appear Pro Hac Vice. by Human Rights Defense Center.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean)
04/11/2018	<u>14</u>	MOTION for <i>Bruce E. H. Johnson</i> to Appear Pro Hac Vice. by Human Rights Defense Center.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean)
04/12/2018	<u>15</u>	ORDER granting <u>14</u> MOTION for <i>Bruce E. H. Johnson</i> to Appear Pro Hac Vice. Signed by Judge James P. Jones on 4/12/2018. (lml)
04/12/2018	<u>16</u>	ORDER granting <u>11</u> MOTION for <i>Sabarish P. Neelakanta</i> to Appear Pro Hac Vice. Signed by Judge James P. Jones on 4/12/2018. (lml)
04/12/2018	<u>17</u>	ORDER granting <u>10</u> MOTION for <i>Thomas G. Hentoff</i> to Appear Pro Hac Vice. Signed by Judge James P. Jones on 4/12/2018. (lml)

04/12/2018	<u>18</u>	ORDER granting <u>9</u> MOTION for <i>Chelsea T. Kelly</i> to Appear Pro Hac Vice. Signed by Judge James P. Jones on 4/12/2018. (lml)
04/12/2018	<u>19</u>	ORDER granting <u>12</u> MOTION for <i>Daniel Marshall</i> to Appear Pro Hac Vice. Signed by Judge James P. Jones on 4/12/2018. (lml)
04/12/2018	<u>20</u>	ORDER granting <u>13</u> MOTION for <i>Masimba Mutamba</i> to Appear Pro Hac Vice. Signed by Judge James P. Jones on 4/12/2018. (lml)
04/19/2018	<u>21</u>	NOTICE of Appearance by Nathan Henry Schnetzler on behalf of Stephen Clear, Southwest Virginia Regional Jail Authority (Schnetzler, Nathan)
04/19/2018	<u>22</u>	NOTICE of Appearance by Katherine Cabell Londos on behalf of Stephen Clear, Southwest Virginia Regional Jail Authority (Londos, Katherine)
04/19/2018	<u>23</u>	Consent MOTION for Extension of Time to File Answer re <u>4</u> MOTION for Preliminary Injunction , <u>1</u> Complaint, by Stephen Clear, Southwest Virginia Regional Jail Authority. (Attachments: # <u>1</u> Text of Proposed Order)(Schnetzler, Nathan) Modified on 4/19/2018 to remove referral text; Motion not referred (lml).
04/19/2018	<u>24</u>	ORDER granting <u>23</u> Motion for Extension of Time to Respond Stephen Clear answer due 5/29/2018; Does 1–10 answer due 5/29/2018. Signed by Judge James P. Jones on 4/19/2018. (lml)
05/03/2018	25	NOTICE of Hearing on Motion <u>4</u> MOTION for Preliminary Injunction : (CR) (No Interpreter requested) : Motion Hearing set for 6/25/2018 at 1:30 p.m. in Abingdon before Judge James P. Jones. (flc)
05/29/2018	<u>26</u>	RESPONSE in Opposition re <u>4</u> MOTION for Preliminary Injunction . filed by Stephen Clear, Southwest Virginia Regional Jail Authority. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Schnetzler, Nathan)
05/29/2018	<u>27</u>	ANSWER to Complaint <u>1</u> by Stephen Clear, Southwest Virginia Regional Jail Authority.(Schnetzler, Nathan)
05/31/2018	<u>28</u>	MOTION for Extension of Time to File Response/Reply as to <u>4</u> MOTION for Preliminary Injunction by Human Rights Defense Center.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean)
06/01/2018	<u>29</u>	ORDER granting <u>28</u> Motion for Extension of Time to File Response/Reply (Responses due by 6/15/2018). Signed by Judge James P. Jones on 6/1/18. (ejs)
06/15/2018	<u>30</u>	REPLY to Response to Motion re <u>4</u> MOTION for Preliminary Injunction . filed by Human Rights Defense Center. (Attachments: # <u>1</u> Exhibit A– Declaration of John L. Clark, # <u>2</u> Exhibit B– Supplemental Declaration of Paul Wright, # <u>3</u> Exhibit C– U.S. Brief in PLN v. Berkeley County, # <u>4</u> Exhibit D– Montcalm Remand Opinion and Order)(Douglass, Sean)
06/25/2018	<u>31</u>	Minute Entry for proceedings held before Judge James P. Jones: Motion Hearing held on 6/25/2018 re <u>4</u> MOTION for Preliminary Injunction filed by Human Rights Defense Center. (Court Reporter: Tracey Aurelio, OCR) (lml) (Entered: 06/26/2018)
06/25/2018	<u>32</u>	Exhibit List – Motion Hearing held 6/25/2018 (lml) (Entered: 06/26/2018)
06/26/2018	<u>33</u>	TRANSCRIPT REQUEST (14 calendar days Service) by Human Rights Defense Center for Hearing on Motion for Preliminary Injunction held on 6/25/2018 reported by Court Reporter Tracey Aurelio before Judge James P. Jones. <i>Transcript Due Deadline will be set when Financial Arrangements are made.</i> (Kelly, Chelsea) (Main Document 33 replaced on 6/27/2018) (sfc). Modified on 6/27/2018 to replace with flattened version of document. Filing attorney being notified. (sfc).
06/29/2018	34	Financial arrangements made (14 calendar days Service) re <u>33</u> Transcript Request,, Transcript due by 7/13/2018. (ta)
06/29/2018	<u>35</u>	TRANSCRIPT of Proceedings: Preliminary Injunction Hearing held on 6/25/2018 before Judge James P. Jones. Court Reporter/Transcriber Tracey Aurelio, Telephone number 618–696–9780. NOTICE RE REDACTION OF TRANSCRIPTS:The parties have seven (7) calendar days to file with the Court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript will be made remotely electronically available to the public without redaction after 90

		calendar days. The policy is located on our website at www.vawd.uscourts.gov Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. Redaction Request due 7/20/2018. Redacted Transcript Deadline set for 7/30/2018. Release of Transcript Restriction set for 9/27/2018. (ta) (Main Document 35 replaced on 6/29/2018 with final corrected version) (sfc). Modified on 6/29/2018 (sfc).
07/03/2018	<u>36</u>	TRANSCRIPT REQUEST (COPY *Only applies if original transcript has been ordered Service) by Stephen Clear, Southwest Virginia Regional Jail Authority for Hearing on Motion for Preliminary Injunction held on 6/25/2018 reported by Court Reporter T. Aurelio before Judge Judge Jones. <i>Transcript Due Deadline will be set when Financial Arrangements are made.</i> (Schnetzler, Nathan)
07/03/2018	<u>37</u>	OPINION AND ORDER granting <u>4</u> Motion for Preliminary Injunction. Signed by Judge James P. Jones on 7/3/2018. (lml)
07/03/2018	<u>38</u>	PRELIMINARY INJUNCTION. Signed by Judge James P. Jones on 7/3/2018. (lml)
07/05/2018	<u>39</u>	Financial arrangements made (14 calendar days COPY Service) re <u>36</u> Transcript Request. Transcript due by 7/19/2018. (ca)
07/05/2018	<u>40</u>	Transcript Copy Delivered re <u>36</u> Transcript Request. (ca)
07/12/2018	<u>41</u>	NOTICE TO COUNSEL REGARDING SCHEDULING CONFERENCE: (N) Scheduling Conference set for 7/18/2018 02:00 PM by telephone conference call before Magistrate Judge Pamela Meade Sargent. (Bordwine, Robin)
07/18/2018	<u>42</u>	REPORT of Rule 26(f) Planning Meeting (Douglass, Sean)
07/18/2018	<u>43</u>	Minute Entry for proceedings held before Magistrate Judge Pamela Meade Sargent: Scheduling Conference held by telephone conference call with Counsel Kelly, Douglas, Hentoff and Schnetzler on 7/18/2018. Jury trial set before J. Jones in AB on 7/22–26/19. Scheduling Order forthcoming. (PMS)
07/18/2018	<u>44</u>	SCHEDULING ORDER: Jury Trial set for 7/22/2019 thru 7/26/2019 09:00 AM in Abingdon before Judge James P. Jones. Counsel must contact the Clerk's Office no later than five (5) business days before the scheduled trial date for your technology needs. Signed by Magistrate Judge Pamela Meade Sargent on 7/18/18. (ejs)
07/27/2018	<u>45</u>	Consent MOTION to Release Plaintiff's Exhibit 8 by Stephen Clear, Southwest Virginia Regional Jail Authority.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Schnetzler, Nathan)
07/27/2018	<u>46</u>	ORDER granting <u>45</u> Motion to Release Exhibit 8 entered into evidence on 6/25/2018 during the preliminary injunction (See ECF No. <u>32</u> . Signed by Judge James P. Jones on 7/27/2018. (lml)
08/06/2018	<u>47</u>	Return of Plaintiff's Exhibit #8 pursuant to <u>46</u> Order to release exhibit (lml) (Entered: 08/07/2018)
11/16/2018	<u>48</u>	MOTION to Withdraw as Attorney <i>Chelsea T. Kelly</i> by Human Rights Defense Center.Motions referred to Judge Pamela Meade Sargent. (Attachments: # <u>1</u> Text of Proposed Order)(Douglass, Sean)
11/19/2018	<u>49</u>	ORDER granting <u>48</u> Motion to Withdraw as Attorney. Attorney Chelsea Teresa Kelly terminated. Signed by Judge James P. Jones on 11/19/2018. (ab)