

TERMED

**U.S. District Court
Western District of Missouri (Jefferson City)
CIVIL DOCKET FOR CASE #: 2:90-cv-06029-HFS**

Preston v. St Jos State Hospita, et al
Assigned to: Judge Howard F. Sachs
Demand: \$0
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 03/12/1990
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil
Rights
Jurisdiction: Federal Question

Plaintiff**Allen Preston**represented by **Allen Preston**

FSH
Fulton State Hospital
600 E 5th St
Fulton, MO 65251
PRO SE

John Thomas Murray

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TERMINATED: 05/23/1994
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V.

Defendant

St Joseph State Hospital
and Dr. Jacks, Superintendent
TERMINATED: 05/02/1990

Defendant

Fulton State Hospita
Fulton State Hospital and Dr. Holcomb,
superintendent.
TERMINATED: 05/02/1990

Defendant

William Holcomb
Ph.D. at St. Joseph State Hospital.

represented by **Hugh L Marshall**
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Defendant

Richard K Jacks
*Superintendent at St. Joseph State
 Hospital.*
TERMINATED: 10/10/1990

represented by **William L. Webster**
 (See above for address)
TERMINATED: 10/10/1990
LEAD ATTORNEY
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Defendant

Nemesio Gutierrez, Dr

represented by **Hugh L Marshall**
 (See above for address)
LEAD ATTORNEY
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June Striegel Doughty
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Date Filed	#	Docket Text
03/12/1990	1	COMPLAINT Under the Civil rights Act, 42 USC 1983 (PROV filed pursuant to Court en banc Order of 12/3/68) Defects letter to plt w/ ifp afdt (no Summonses issued) (Court Employee) Modified on 08/23/1993 (Entered: 03/12/1990)
03/12/1990		Notice: Case referred to Pro Se office to Prisoner Pro Se (Court Employee) (Entered: 03/12/1990)
03/29/1990	2	Notice by plaintiff Allen Preston Declaration in support of request to proceed in forma pauperis. (Court Employee) (Entered: 03/30/1990)
04/13/1990	3	MOTION by plaintiff Allen Preston to consolidate cases with 90-0245-CV-W-6-P (Court Employee) (Entered: 04/13/1990)
04/17/1990	4	REMARK: Inmate Accounting of Allen Preston. (Court Employee) (Entered: 04/18/1990)
04/23/1990	5	REMARK: Plt's Evidence. (Court Employee) (Entered: 04/30/1990)
04/23/1990	6	REMARK:Plt's Evidence. (Court Employee) (Entered: 04/30/1990)
04/23/1990	7	MOTION by plaintiff Allen Preston for restrianing order (Court Employee) (Entered: 04/30/1990)
05/02/1990	8	ORDER by Judge Howard F. Sachs(1) plt is prov granted leave to proceed in forma pauperis; (2)Plt shall pay the sum of \$23.44 in monthly payments of \$5.86 per month for 4 months; (3) plt shall have 20 days

		from the date of this Order to file written objections to this Order; (4) the Clerk of the Court is to mail plt a copy of the financial account information filed by the MO Dept. of Corr. in response to the court's letter of 3/29/90; (5) plt's claim for unconditional release from confinement is severed and dismissed; (6) the St. Joseph State Hospital and the Fulton State Hospital are severed and dismissed as dfts. (7) the Clerk of the Court shall issue service of process on dfts Jack and Holcomb; (8) the US Marshal shall serve a copy of the summons, complaint, and this Order on dfts Jacks and Holcomb; and (9) dfts Jacks and Holcomb shall answer within 20 days from the date of service. (cc: all counsel) (Court Employee) Modified on 08/23/1993 (Entered: 05/07/1990)
05/07/1990	9	MOTION by plaintiff Allen Preston to consolidate cases with 90-0245-CV-W-6-P) (Court Employee) (Entered: 05/08/1990)
05/11/1990	10	ORDER by Judge Howard F. Sachs On 5/8/90 plt's habeas corpus petition Case No. 90-0245-CV-W-P was dismissed. ORDERED that the plt's motion to consolidate cases is denied[3-1] (cc: all counsel) (Court Employee) Modified on 08/23/1993 (Entered: 05/14/1990)
05/15/1990	11	MOTION by plaintiff Allen Preston for temporary restraining order (Court Employee) (Entered: 05/17/1990)
05/15/1990	12	MOTION by plaintiff Allen Preston for leave to file evidence. (Court Employee) (Entered: 05/17/1990)
05/15/1990	13	MOTION by plaintiff Allen Preston for leave to file evidence. (Court Employee) (Entered: 05/17/1990)
05/21/1990	14	RETURN OF SERVICE executed upon defendant William Holcomb on 5/15/90 Costs \$ 3.00 (Court Employee) (Entered: 05/21/1990)
05/21/1990	15	RETURN OF SERVICE executed upon defendant Richard K Jacks on 5/15/90 Costs \$ 3.00 (Court Employee) (Entered: 05/21/1990)
05/23/1990	16	Response by plaintiff Allen Preston to Order (Court Employee) (Entered: 05/25/1990)
05/23/1990	17	MOTION by plaintiff Allen Preston for treble damages (Court Employee) (Entered: 05/25/1990)
06/04/1990	18	MOTION by defendants to dismiss , or in the alternative for summary judgment (Court Employee) (Entered: 06/07/1990)
06/04/1990	19	Suggestions by defendant in support of motion to dismiss [18-1], of motion for summary judgment [18-2] (Court Employee) (Entered: 06/07/1990)
06/14/1990	20	Traverse by plaintiff Allen Preston (Court Employee) (Entered: 06/18/1990)
06/27/1990	21	AMENDED COMPLAINT Number of summon(s): -0- (Court Employee) (Entered: 06/29/1990)

07/03/1990	22	Statement of facts by plaintiff Allen Preston (Court Employee) (Entered: 07/05/1990)
07/13/1990	23	MOTION by plaintiff Allen Preston to amend (Court Employee) (Entered: 07/17/1990)
07/13/1990	24	MOTION by plaintiff Allen Preston for appointment of counsel , and for Injunctive relief (Court Employee) (Entered: 07/17/1990)
07/19/1990	25	BRIEF FILED by plaintiff Allen Preston regarding complaint [1-1] (Court Employee) (Entered: 07/23/1990)
09/13/1990	26	MOTION by plaintiff Allen Preston for appointment of counsel (Court Employee) (Entered: 09/14/1990)
09/24/1990	27	MOTION by plaintiff Allen Preston to amend complaint under the Civil Rights Act, 42 USC 1983. (Court Employee) (Entered: 09/25/1990)
10/10/1990	28	ORDER by Judge Howard F. Sachs (1) dft Jacks is severed and dismissed from this cause of action; (2) dft Holcomb is to file a supplement to his motion for summary judgment within 20 days from the date of this Order; (3) pla's pleading of June 27,1990, is construed as a supplemental complaint; (4) pla's supplemental complaint of June 27,1990 is denied; (5) leave to file plt's amended complaint of July 13,1990, is denied; (6) pla's pleading of Sept 24,1990, is construed as a supplemental complaint; (7) pla if granted leave to file the supplemental complaint of Sept. 24,1990; (8) Dr. Nemesio Gutierrez is added a dft. in this cause of action; (9) The Clerk of the Court shall issue appropriate summons, supplemental cmp of 9/24/90, and copy of this Order to the USM for service on dft. Gutierrez; (10) the USM shall attempt service of process of the summons, the supplemental complaint, and a copy of this Order upon dft. Gutierrez; (11) dft Gutierrez shall answer or otherwise respond to pla's supplemental complaint within 20 days from the date of service ; (12) pla's motions for counsel and injunctive relief are stayed pending the Court's consideration of the responses directed herein. [27-1] granting motion to amend [23-1] (cc: all counsel) (Court Employee) (Entered: 10/10/1990)
10/23/1990	29	RETURN OF SERVICE executed upon defendant Nemesio Gutierrez Dr on 10/17/90 (Court Employee) (Entered: 10/23/1990)
11/05/1990	30	Supplement to sugg. in support of dft's motion to dismiss Pla's complaint or in the alternative dft's motion for summary judgment.9-1] (Court Employee) (Entered: 11/05/1990)
11/15/1990	31	Supplement to 11/5/90 pleading. (Court Employee) (Entered: 11/16/1990)
11/16/1990	32	ATTORNEY APPEARANCE for plaintiff Allen Preston: Kenneth M. Chackes & John Murray, Mo. Protection & Advocacy Services. (Court Employee) (Entered: 11/21/1990)
11/16/1990	33	MOTION by plaintiff Allen Preston to extend time to file sugg. in opp. to dfts' motion to dismiss. (Court Employee) (Entered: 11/21/1990)

12/04/1990	34	ORDER by Judge Howard F. Sachs granting motion to extend time to file sugg. in opp. to dfts' motion to dismiss.Due 12/13/90 [33-1] (cc: all counsel) (Court Employee) (Entered: 12/04/1990)
12/13/1990	35	Suggestions by plaintiff Allen Preston in opposition to dfts' motion to dismiss. (Court Employee) (Entered: 12/19/1990)
06/11/1991	36	ORDER by Judge Howard F. Sachs that the parties shall within fifteen (15) days of the date of this order show cause why the case should not not be transferred to the U.S. District Court of the Eastern District of Missouri pursuant to 28:1391 and 28:1404 and 1406. It is further ordered that the court will stay ruling the motion for summary judgment until the venue issue is resolved. (cc: all counsel) (Steve Navarro) (Entered: 06/11/1991)
06/18/1991	37	Response by defendants to Order to show cause (Court Employee) (Entered: 06/18/1991)
06/20/1991	38	MOTION by plaintiff Allen Preston to extend time to respnd to show cause order of 6/11/91 (Phyllis Travers) (Entered: 06/20/1991)
06/20/1991	39	Response by plaintiff Allen Preston to Order of 6/11/91 (Phyllis Travers) (Entered: 06/20/1991)
06/20/1991	40	AFFIDAVIT (Subpoena) of Allen Preston regarding response order [39-1] (Phyllis Travers) (Entered: 06/20/1991)
06/20/1991	41	Response by plaintiff Allen Preston to Order of 6/11/91 (Phyllis Travers) (Entered: 06/20/1991)
06/27/1991	42	ORDER by Judge Howard F. Sachs granting motion to extend time to respnd to show cause order of 6/11/91 to and including 15 days within the date of this order. [38-1] (cc: all counsel) (Court Employee) (Entered: 06/28/1991)
06/28/1991	43	Response by plaintiff Allen Preston to Show Cause Order and Motion for Change of Venue. (Court Employee) (Entered: 06/28/1991)
10/21/1991	44	MEMORANDUM AND ORDER by Judge Howard F. Sachs that dfts' Motion for Summary Judgment is DENIED. (cc: all counsel) (Court Employee) (Entered: 10/22/1991)
10/21/1991	45	ORDER by Judge Howard F. Sachs transferring case to the Central Division , and setting Prel/perm injunction hearing at Jeff City, MO 9:30 11/12/91 (cc: all counsel) (Court Employee) Modified on 08/23/1993 (Entered: 10/22/1991)
11/08/1991	46	NOTICE by plaintiff Allen Preston of taking depo of Salvadore Valera, M.D. on 11/1/91 at 9:30 a.m. (Court Employee) (Entered: 11/12/1991)
01/04/1992	47	PRELIMINARY INJUNCTION by Consent, signed by Judge Howard F. Sachs (cc: all counsel) (Court Employee) (Entered: 01/07/1992)
02/07/1992	48	ORDER by Judge Howard F Sachs by 2/27/92 each party shall file and serve a cert that all disc has been completed and a list of wit & exh to be

		presented at trial 2/27/92 (cc: all counsel) (Court Employee) Modified on 08/23/1993 (Entered: 02/07/1992)
02/25/1992	49	MOTION by defendant, plaintiff, defendant for leave to file modified propschedo (Court Employee) (Entered: 02/25/1992)
03/12/1992	50	Joint Proposed scheduling order (Glenda Curl) (Entered: 03/16/1992)
03/13/1992	52	CERTIFICATE by plaintiff of service of 1st interr to dfts Steve Reeves and Nemesio Gutierrez (Court Employee) Modified on 08/23/1993 (Entered: 03/17/1992)
03/13/1992	53	CERTIFICATE by plaintiff of service of 1st request for prod of doc to dfts Steve Reeves and Nemesio Gutierrez (Court Employee) Modified on 08/23/1993 (Entered: 03/17/1992)
03/13/1992	54	CERTIFICATE by plaintiff of service of 1st set of request to admit facts (Court Employee) (Entered: 03/17/1992)
03/16/1992	51	ORDER by Judge Howard F. Sachs granting motion for leave to file modified propschedo [49-1]; by 6/9/92 parties to file wit & exh lists, w/ statement of anticipated length of trial & whether jury trial should be scheduled; parties to meet before 6/29/93 to prod docs for inspections & to agree upon pretrial order; pretrial order to be submitted by 6/29/92 (cc: all counsel) (Glenda Curl) (Entered: 03/16/1992)
05/15/1992	55	CERTIFICATE by defendant of service of mt for prod of doc (Court Employee) Modified on 08/23/1993 (Entered: 05/18/1992)
05/15/1992	56	CERTIFICATE by defendant of service of resp to plt's req to admit facts (Court Employee) Modified on 08/23/1993 (Entered: 05/18/1992)
05/15/1992	57	CERTIFICATE by defendant of service of resp to pla's 1st interr to dfts Steve Reeves and Nemesio Gutierrez (Court Employee) Modified on 08/23/1993 (Entered: 05/18/1992)
05/15/1992	58	CERTIFICATE by defendant of service of 1st set of interr (Court Employee) Modified on 08/23/1993 (Entered: 05/18/1992)
06/09/1992	60	Witness and exhibit list submitted by plaintiff (Court Employee) (Entered: 06/15/1992)
06/10/1992	59	MOTION by defendant for leave to file witness & exhibit list out of time (Court Employee) (Entered: 06/11/1992)
06/15/1992	61	MOTION by plaintiff Allen Preston for partial summary judgment (Court Employee) (Entered: 06/17/1992)
06/23/1992	62	AFFIDAVIT of Salvador S. Valera (Court Employee) (Entered: 06/25/1992)
06/29/1992	63	CERTIFICATE of transmission of deposition of Robert Carman taken on 4/23/92 on behalf of plaintiff Costs: 90.00 (Court Employee) (Entered: 06/29/1992)

06/29/1992	64	Proposed scheduling order by defendant (Court Employee) (Entered: 06/30/1992)
06/30/1992	65	Amended Proposed scheduling order by defendant, plaintiff (Court Employee) (Entered: 07/01/1992)
07/01/1992	66	CERTIFICATE by plaintiff of service of ans to interr (Court Employee) Modified on 08/23/1993 (Entered: 07/01/1992)
07/16/1992	67	MOTION by defendant for leave to file dfts' cr/mt for disp or sumjgm or in the alt mt to abstain out of time (Court Employee) (Entered: 07/17/1992)
07/23/1992	68	MOTION by plaintiff to extend time to file suggs in oppo to dfts' cr/mt for disp (Court Employee) (Entered: 07/24/1992)
07/27/1992	69	CERTIFICATE of transmission of deposition of Nemesio Gutierrez taken on 4/23/92 on behalf of plaintiff Allen Preston Costs: 114.00 & of Stephen C. Reeves, \$90.00 (Court Employee) Modified on 08/23/1993 (Entered: 07/28/1992)
07/28/1992	70	Response by defendant to motion to extend time to file suggs in oppo to dfts' cr/mt for disp [68-1] (Court Employee) (Entered: 07/29/1992)
07/30/1992	71	ORDER by Judge Howard F. Sachs granting motion for leave to file witness & exhibit list out of time [59-1] (cc: all counsel) (Court Employee) (Entered: 07/30/1992)
07/30/1992	72	Witness list submitted by defendant (Court Employee) (Entered: 07/30/1992)
07/30/1992	73	EXHIBIT LIST by defendant (Court Employee) (Entered: 07/30/1992)
08/04/1992	74	CERTIFICATE of transmission of deposition of Nemesio Gutierrez taken on 6/1/92 on behalf of plaintiff Costs: \$102.00 (Jackie Price) (Entered: 08/04/1992)
08/06/1992	75	ORDER by Judge Howard F. Sachs granting motion to extend time to file suggs in oppo to dfts' cr/mt for disp [68-1] (cc: all counsel) (Court Employee) (Entered: 08/06/1992)
08/06/1992	76	ORDER by Judge Howard F. Sachs granting motion for leave to file dfts' cr/mt for disp or sumjgm or in the alt mt to abstain out of time [67-1] (cc: all counsel) (Court Employee) (Entered: 08/06/1992)
08/06/1992	77	MOTION by defendant to dismiss , or for summary judgment , or in the alt for order to abstain (Court Employee) (Entered: 08/06/1992)
08/06/1992	78	Suggestions by defendant in support of motion to dismiss [77-1], of motion for summary judgment [77-2], of motion for order to abstain [77-3] (Court Employee) (Entered: 08/06/1992)
08/19/1992	79	Suggestions by plaintiff in opposition to motion to dismiss [77-1], motion for summary judgment [77-2] (Court Employee) (Entered: 08/20/1992)

08/19/1992	79	Reply suggestions by plaintiff to motion for partial summary judgment [61-1] (Court Employee) (Entered: 08/20/1992)
09/21/1992	80	MOTION by plaintiff Allen Preston for dfts to experiment with drugs (Court Employee) Modified on 08/23/1993 (Entered: 09/21/1992)
09/28/1992	81	REMARK: alleged violation of contract filed by plt (Court Employee) (Entered: 10/01/1992)
10/27/1992	82	REMARK: plt states there is a conflict of interest with patients treatment and state officers payment, and state funds; uncalled for waste 18 USC 203, et seq; consoldate action civil procedure, Federal Rule 18(a) & 10(B) (Court Employee) Modified on 08/23/1993 (Entered: 10/27/1992)
11/27/1992	83	REMARK: report of violation of crt ord by plt (Court Employee) (Entered: 11/27/1992)
02/05/1993	84	REMARK: req for urine test for hospital staff (Court Employee) Modified on 08/23/1993 (Entered: 02/05/1993)
02/10/1993	85	REMARK: plaintiff tells of bill of attainder (Jackie Price) (Entered: 02/10/1993)
02/16/1993	86	REMARK: req from plt for identity of children he may have (Court Employee) (Entered: 02/16/1993)
02/19/1993	87	Notice of filing by plaintiff re rape remarks (Jackie Price) (Entered: 02/22/1993)
02/19/1993	88	Notice of filing by plaintiff (Jackie Price) (Entered: 02/22/1993)
03/29/1993	89	Notice of filing by plaintiff (Jackie Price) (Entered: 03/29/1993)
07/23/1993	90	ORDER by Judge Howard F. Sachs denying defendant Guterrez's motion for summary judgment [77-2] denying dft Guterrez's motion for order to abstain; GRANTS in part & DENIES in part pla's mt for partial s/j; further ORDERED that defendants' policy of involuntarily administering psychotropic drugs for treatment of involuntary mental patients violates the Due Process Clause of the Fourteenth Amendment to the extent policy does not require a finding of "danger to self or others" SO ORDERED [77-3] (cc: all counsel) (Court Employee) Modified on 08/23/1993 (Entered: 07/23/1993)
08/12/1993	94	MOTION by plaintiff for leave to depose addl witnesses (Kelly McIlvain) (Entered: 09/01/1993)
08/12/1993	98	LETTER to court from plaintiff atty Michael H. Finkelstein and John T. Murray "Request for Learning and Pre-Hearing Telephone Conference:." (Court Employee) (Entered: 11/10/1993)
08/23/1993	91	ATTORNEY APPEARANCE by June Striegel-Doughty & Hugh Marshall for Nemesio Gutierrez Dr, William Holcomb (Glenda Curl) (Entered: 08/23/1993)
08/23/1993	92	Suggestions by dfts in opposition to pla's mt for lv to depose addl

		witnesses (Glenda Curl) (Entered: 08/23/1993)
08/27/1993	93	Further Suggestions by plaintiff Allen Preston in support of plt's mtn for leave to depose add'l witnesses. (Court Employee) (Entered: 08/27/1993)
09/03/1993	95	Reply by dfts to plt's sugg in supp of plt's mt for lv to depose addtl witnesses (Court Employee) (Entered: 09/03/1993)
09/13/1993	96	MOTION by plaintiff Allen Preston to strike (Court Employee) (Entered: 09/13/1993)
09/16/1993	97	Response by defendant to motion to strike [96-1] (Court Employee) (Entered: 09/16/1993)
03/28/1994	99	ORDER by Judge Howard F. Sachs denying motion for leave to depose addl witnesses [94-1] (cc: all counsel) (Court Employee) (Entered: 03/29/1994)
05/12/1994	100	MOTION by plaintiff Allen Preston to withdraw attorney John T. Murray ; w/suggs (Court Employee) Modified on 05/12/1994 (Entered: 05/12/1994)
05/23/1994	101	ORDER by Judge Howard F. Sachs granting motion to withdraw attorney John T. Murray [100-1] attorney John T. Murray for Allen Preston (cc: all counsel) (Court Employee) (Entered: 05/23/1994)
05/10/1995	102	ORDER by Judge Howard F. Sachs that pla show cause w/n 14 days of the date of this ordre, why this action should not be dismissed for failure to prosecute. The Clerk is to send a copy of this order to the pla, allen Preston, at Fulton State Hospital , and Mo. Prot. and Advocacy Services in St. Louis, MO. (cc: all counsel) (Court Employee) (Entered: 05/12/1995)
05/22/1995	103	ENTRY OF APPEARANCE on behalf of plaintiff Allen Preston by Michael H. Finkelstein, Kevin A. Thompson (Court Employee) (Entered: 05/22/1995)
05/22/1995	104	MOTION by plaintiff Allen Preston for leave to conduct add'l discovery (Court Employee) (Entered: 05/22/1995)
05/22/1995	105	MOTION by plaintiff Allen Preston for trial (Court Employee) (Entered: 05/22/1995)
05/22/1995	106	Response by plaintiff Allen Preston to Order to show cause. (Court Employee) (Entered: 05/22/1995)
05/23/1995	107	Response by plaintiff Allen Preston to Order of 5/10/95 (Court Employee) (Entered: 05/26/1995)
05/26/1995	108	Proposed scheduling order by defendant, plaintiff (Court Employee) (Entered: 06/02/1995)
06/19/1995	109	SCHEDULING ORDER: by Judge Howard F. Sachs ;discovery ddl set 9/1/95 (cc: all counsel) (Court Employee) (Entered: 06/19/1995)

06/23/1995	110	Notice by plaintiff; pleading seeking unknown relief (Glenda Curl) (Entered: 06/26/1995)
06/28/1995	111	ORDER by Judge Howard F. Sachs granting pla's motion for leave to conduct add'l discovery [104-1] (cc: all counsel) (Jeri Russel) (Entered: 06/28/1995)
10/02/1995	112	Witness and exhibit list submitted by plaintiff Allen Preston (Court Employee) (Entered: 10/02/1995)
10/05/1995	113	MOTION by defendant Nemesio Gutierrez Dr, defendant William Holcomb for leave to file witness and exhibit list out of time (Jeri Russel) (Entered: 10/06/1995)
10/16/1995	114	MOTION by defendants for summary judgment (Jeri Russel) (Entered: 10/17/1995)
10/16/1995	115	Suggestions by defendant Nemesio Gutierrez Dr, defendant William Holcomb in support of motion for summary judgment [114-1] (Jeri Russel) (Entered: 10/17/1995)
10/30/1995	116	MOTION by plaintiff to extend time to resp to mt for s/j (Glenda Curl) (Entered: 11/01/1995)
11/08/1995	117	ORDER by Judge Howard F. Sachs granting motion to extend time to resp to mt for s/j [116-1] setting opp to motion for summary judgment [114-1] 11/29/95 (cc: all counsel) (Glenda Curl) (Entered: 11/08/1995)
11/20/1995	118	ORDER by Judge Howard F. Sachs granting motion for leave to file witness and exhibit list out of time [113-1] (cc: all counsel) (Glenda Curl) (Entered: 11/20/1995)
11/20/1995	119	Proposed Witness & Exhibit lists submitted by defendant (Glenda Curl) (Entered: 11/20/1995)
11/27/1995	120	REMARK: From Allen Preston. (Court Employee) (Entered: 11/27/1995)
11/29/1995	121	Notice by plaintiff seeking unknown relief (Jackie Price) (Entered: 11/29/1995)
11/29/1995	122	Notice by plaintiff seeking unknown relief (Jackie Price) (Entered: 11/29/1995)
11/29/1995	123	MOTION by plaintiff for leave to file affidavit of custodian of records (Jackie Price) (Entered: 11/30/1995)
11/29/1995	124	MOTION by plaintiff for leave to file sugg inoppo to dfts' m for s/j in excess of page limitation (Jackie Price) (Entered: 11/30/1995)
12/14/1995	125	ORDER by Judge Howard F. Sachs granting motion for leave to file affidavit of custodian of records [123-1] granting motion for leave to file sugg inoppo to dfts' m for s/j in excess of page limitation [124-1] (cc: all counsel) (Jackie Price) (Entered: 12/14/1995)
12/14/1995	126	Suggestions by plaintiff in opposition to motion for summary judgment

		[114-1] (Jackie Price) (Entered: 12/14/1995)
12/22/1995	127	Reply suggestions by defendant to motion for summary judgment [114-1] (Jeri Russel) (Entered: 12/26/1995)
12/26/1995	128	Notice by plaintiff Allen Preston of affidavit of records custodian at Fulton State Hospital (Jeri Russel) (Entered: 12/26/1995)
04/25/1996	129	ORDER by Judge Howard F. Sachs granting dfts' motion for summary judgment [114-1] terminating case (cc: all counsel) (Jackie Price) (Entered: 04/25/1996)
04/25/1996	130	CLERK'S JUDGMENT that dft's motion for s/j is granted. Judgment is entered in favor of dfts; Entered on: 4/25/96 (cc:All Counsel) (Jackie Price) (Entered: 04/25/1996)
05/09/1996	131	MOTION by plaintiff Allen Preston for reconsideration STRICKEN 6/25/96 (Jeri Russel) Modified on 06/25/1996 (Entered: 05/10/1996)
06/25/1996	132	ORDER by Judge Howard F. Sachs striking motion for reconsideration [131-1] (cc: all counsel) (Glenda Curl) Modified on 06/25/1996 (Entered: 06/25/1996)
07/08/1996	133	LETTER to court from plaintiff Allen Preston (Jeri Russel) (Entered: 07/08/1996)
12/09/1996	134	Notice by plaintiff Allen Preston of filing of doc entitled "Exceptions to the Fact and or Mistrial" (Court Employee) (Entered: 12/09/1996)
01/28/1997	135	Notice by plaintiff Allen Preston (Jeri Russel) (Entered: 01/28/1997)
02/13/1997	136	ORDER by Judge Howard F. Sachs finding the notice [134-1] dismissed as moot. finding the notice [135-1] dismissed as moot.; it is further ordered that Allen Preston shall submit no addtl filings in this case; in the event Mr. Preston attempts to act in contravention of this directive, the Clerk is directed to refuse to accept for filing any documents submitted (cc: all counsel) (Georgia Kee) (Entered: 02/13/1997)
03/20/1997	137	NOTICE OF APPEAL by plaintiff Allen Preston from Dist. Court decision [136-1] Filed 2/13/97 Entered 2/13/97 (Jeri Russel) (Entered: 03/26/1997)
04/07/1997	138	FINANCIAL AFFIDAVIT of Allen Preston w/ auth for release of acct info attached, letter sent to Fulton SH Treasurer to obtain this info (Glenda Curl) (Entered: 04/07/1997)
04/21/1997	139	Inmate Accounting Information as to plaintiff; fee status calculated (Glenda Curl) (Entered: 04/21/1997)
03/25/1998	140	ORDER by Judge Howard F. Sachs pla's request to proceed on appeal IFP is denied (138) (cc: all counsel) (Jackie Price) (Entered: 03/25/1998)
03/30/1998	141	MOTION by plaintiff for reconsideration of order of 3/25/98 #140 (Court Employee) (Entered: 03/30/1998)

07/17/1998	142	ORDER by Judge Howard F. Sachs finding pla's motion for reconsideration of order of 3/25/98 #140 [141-1] moot; Allen Preson shall submit no additional filings in this case; in event Mr Preston attempts to act in contravention of this directive, Clerk is directed to refuse to accept for filing any docs submitted; should Allen Preston make additional filings in this case, this Court will enter monetary sanctions against him and will consider civil contempt proceedings. (cc: all counsel) (Jeri Russel) (Entered: 07/17/1998)
12/14/1998		Delivered to USCA 2 ctdf cpys of appeal; ntc and dkt entries 2 cpys of Ord fld: 2/13/97; Jgm fld: 2/13/97 and NOA Supplement; original file also sent (cc: attys and Judge) (Laura Bax) Modified on 01/08/1999 (Entered: 12/14/1998)
12/29/1998		Notification by Circuit Court of Appellate Docket Number 98-4135WMJC (Court Employee) (Entered: 12/29/1998)
01/08/1999	143	MOTION by plaintiff to withdraw attorney Kevin A. Thompson (Court Employee) (Entered: 01/08/1999)
01/15/1999	144	ORDER by Judge Howard F. Sachs granting pla's motion to withdraw attorney Kevin A. Thompson [143-1] attorney Kevin A. Thompson for Allen Preston (cc: all counsel) (Court Employee) (Entered: 01/15/1999)
03/23/1999	145	CERTIFIED copy of judgment and order from USCA ORDERED THAT this appeal be dism as untimely filed. Appellant's motion to proceed in forma pauperis is denied as moot. dismissing the appeal [137-1] ; Mandate issued: 3/19/99 (cc: all counsel) (Court Employee) (Entered: 03/23/1999)

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