

CLOSED

**U.S. District Court
District of Delaware (Wilmington)
CIVIL DOCKET FOR CASE #: 1:77-cv-00221-SLR**

Muhammad, et al v. Keve, et al
Assigned to: Judge Sue L. Robinson
Demand: \$0

Date Filed: 06/14/1977
Date Terminated: 03/06/2008
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Related Cases: [1:16-cv-00931-GMS](#)
[1:16-cv-00932-GMS](#)
[1:16-cv-00933-GMS](#)
[1:16-cv-00938-GMS](#)
[1:16-cv-00934-GMS](#)
[1:16-cv-00937-GMS](#)
[1:16-cv-00939-GMS](#)
[1:16-cv-00315-GMS](#)
[1:16-cv-00935-GMS](#)
[1:16-cv-00940-GMS](#)
[1:16-cv-00936-GMS](#)
[1:14-cv-01329-GMS](#)
[1:15-cv-01055-GMS](#)

Case in other court: Third Circuit, 09-01684

Cause: 42:1983 Prisoner Civil Rights

Plaintiff

Masjid Muhammad

TERMINATED: 09/25/2007

represented by **Masjid Muhammad**
James T. Vaughn Correctional Center
1181 Paddock Road
Smyrna, DE 19977
PRO SE

Plaintiff

Wilbur Shabazz

TERMINATED: 09/25/2007

born

Lionel Clayton

TERMINATED: 09/25/2007

also known as

Muhammad Ali

TERMINATED: 09/25/2007

represented by **Wilbur Shabazz**
James T. Vaughn Correctional Center
1181 Paddock Road
Smyrna, DE 19977
PRO SE

Plaintiff

Rauf Muhammad

TERMINATED: 09/25/2007

born

Louis Gardner

TERMINATED: 09/25/2007

also known as

Mumin Rahim

TERMINATED: 09/25/2007

represented by **Rauf Muhammad**
James T. Vaughn Correctional Center
1181 Paddock Road
Smyrna, DE 19977
PRO SE

Plaintiff

Amin Hassan

TERMINATED: 09/25/2007

represented by **Amin Hassan**
James T. Vaughn Correctional Center
1181 Paddock Road
Smyrna, DE 19977
PRO SE

Plaintiff

Amir Fatir

represented by **Amir Fatir**
SBI #137010
James T. Vaughn Correctional Center
1181 Paddock Road
Smyrna, DE 19977
PRO SE

V.

Defendant

Paul Keve

represented by **Joseph S. Shannon**
Marshall, Dennehey, Warner, Coleman &
Goggin
1007 N. Orange Street, Suite 600
P.O. Box 8888
Wilmington, DE 19899-8888
(302)552-4300
Email: jsshannon@mdwcg.com
TERMINATED: 09/25/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ophelia Michelle Waters
Department of Justice
State of Delaware
820 N. French Street, 8th Floor
Carvel Office Building
Wilmington, DE 19801
(302) 577-8400
Email: ophelia.waters@state.de.us
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Raymond Anderson

represented by **Joseph S. Shannon**
(See above for address)
TERMINATED: 09/25/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ophelia Michelle Waters
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

John L. Sullivan

represented by **Joseph S. Shannon**
(See above for address)
TERMINATED: 09/25/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ophelia Michelle Waters
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Walter Redman

represented by **Joseph S. Shannon**
(See above for address)

TERMINATED: 09/25/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ophelia Michelle Waters
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

George Nmn Pippin

represented by **Joseph S. Shannon**
 (See above for address)
TERMINATED: 09/25/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ophelia Michelle Waters
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Phyllis Patterson

represented by **Joseph S. Shannon**
 (See above for address)
TERMINATED: 09/25/2007
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Ophelia Michelle Waters
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/14/1977	1	ORDER granting leave for petitioners to proceed in forma pauperis; defts. to answer complaint w/in 20 days of service of complaint; pltf's to mail copies of all communications with Court to John A. Parkins, Jr. Esq., Assistant Attorney General of DE. (Notice and copies to pltf's. and AG; exit copies to USM for each dft. (signed by Judge Walter Stapleton) (sm) (Entered: 06/27/1997)
06/14/1977	2	COMPLAINT with motion to proceed in forma pauperis and affidavit of poverty filed. (Notice and copy to AG of DE; exit copies to USM for each dft.) (sm) (Entered: 06/27/1997)
07/06/1977	6	ANSWER to Complaint by Paul Keve, Raymond Anderson, John L. Sullivan, Walter Redman, George Nmn Pippin, Phyllis Patterson. (sm) (Entered: 06/27/1997)
07/25/1977		Bench trial held (sm) (Entered: 06/27/1997)
07/26/1977		Bench trial held (sm) (Entered: 06/27/1997)
08/16/1977	13	OPINION (signed by Judge Walter Stapleton) copies to: plaintiff, Attorney General (sm) Modified on 06/27/1997 (Entered: 06/27/1997)
05/01/1978		Bench trial held (sm) (Entered: 06/27/1997)
05/02/1978		Bench trial held (sm) (Entered: 06/27/1997)
05/03/1978		Bench trial held (sm) (Entered: 06/27/1997)
05/04/1978		Bench trial held (sm) (Entered: 06/27/1997)
05/05/1978		Bench trial held (sm) (Entered: 06/27/1997)

05/23/1978		Bench trial held (sm) (Entered: 06/27/1997)
05/30/1978		Bench trial held (sm) (Entered: 06/27/1997)
06/06/1978		Bench trial held (sm) (Entered: 06/27/1997)
10/22/1979	71	OPINION (signed by Judge Walter Stapleton) copies to: counsel (sm) (Entered: 06/27/1997)
04/09/1980	75	FINAL JUDGMENT that non-obvious pork food will not be acceptable from vendors and will be returned; such food not be served to pltfs knowingly; dfts to notify all persons responsible of preparation of foods that no pork or pork derivatives be added during cooking process; pltfs to select inmate to read labels of all foods obtained for service to DCC inmates in accordance with Order; dfts shall revoke all policies prohibiting use by pltfs of Muslim names; dft Redman shall pay each pltf \$1.00 in nominal damages. (signed by Judge Walter Stapleton) copies to: pltf. Wilbur Shabazz & Parkins (sm) (Entered: 06/27/1997)
08/05/1981		Case closed (sm) (Entered: 06/27/1997)
06/18/1997	76	MOTION by Masjid Muhammad, Wilbur Shabazz, Rauf Muhammad, Amin Hassan for Sanctions (ntl) (Entered: 06/30/1997)
06/25/1997	77	CASE reassigned to Judge Sue L. Robinson . Notice to all parties. (ntl) (Entered: 06/30/1997)
06/26/1997		Case reopened (sm) (Entered: 06/27/1997)
06/26/1997	78	RESPONSE by Paul Keve, Raymond Anderson, John L. Sullivan, Walter Redman, George Nmn Pippin, Phyllis Patterson to [76-1] motion for Sanctions (ntl) (Entered: 06/30/1997)
06/27/1997		Remark: D.I. Nos. 3-5, 7-12, 14-70, and 72-74 can be found on the paper docket on file in the Clerk's office. (fmt) (Entered: 09/25/2007)
07/01/1997	79	ORDER denying [76-1] motion for Sanctions (signed by Judge Sue L. Robinson) copies to: pltfs, cnsl (lf) (Entered: 07/02/1997)
07/01/1997		Case closed (lf) (Entered: 07/02/1997)
07/02/1997	80	Reply Brief Filed by Masjid Muhammad, Wilbur Shabazz, Rauf Muhammad, Amin Hassan to motion for sanction (lf) (Entered: 07/03/1997)
07/07/1997	85	Return of undeliverable mail sent to plaintiff Rauf Muhammad (lf) (Entered: 07/16/1997)
07/09/1997	81	Return of undeliverable mail sent to plaintiff Masjid Muhammad (lf) (Entered: 07/09/1997)
07/09/1997	86	Return of undeliverable mail sent to plaintiff Rauf Muhammad (lf) (Entered: 07/16/1997)
07/09/1997	87	Return of undeliverable mail sent to plaintiff Amin Hassan (lf) (Entered: 07/16/1997)
07/11/1997	88	Return of undeliverable mail sent to plaintiff Wilbur Shabazz (lf) (Entered: 07/16/1997)
07/14/1997	83	Return of undeliverable mail sent to plaintiff Masjid Muhammad (lf) (Entered: 07/16/1997)
07/14/1997	84	Return of undeliverable mail sent to plaintiff Wilbur Shabazz (lf) (Entered: 07/16/1997)
07/16/1997	82	Return of undeliverable mail sent to plaintiff Amin Hassan (lf) (Entered: 07/16/1997)
03/26/1999	89	Letter dated 3/26/99 from court to pltf; re: response to letter rqsting status (lf) (Entered: 03/29/1999)
10/13/1999	90	Letter dated 10/13/99 from Robert Saunders to Judge Robinson; Re: status (lf) (Entered: 10/22/1999)

10/20/1999	91	Letter dated 10/20/99 from Stuart Drowos, Esq. to Judge Robinson; Re: response to pltf's rqst for status from court (lf) (Entered: 10/22/1999)
10/28/1999	92	Letter to Judge Robinson from Robt. Saunders in resp. to DI 91. (bkb) (Entered: 11/05/1999)
12/13/2006	<u>93</u>	Letter to Amir Fatir from Clerk dated 12/13/06 regarding returned papers; case has been closed; if filing new complaint, file in accordance with Federal Rules of Civil Procedure. (fmt) (Entered: 12/14/2006)
01/10/2007	<u>94</u>	Letter to Amir Fatir from Clerk returning papers; case is closed; papers will not be docketed; if wish to have papers docketed, a new complaint will need to be filed according to the Federal Rules of Civil Procedure; enclosing necessary forms. (fmt) (Entered: 01/11/2007)
08/13/2007	<u>96</u>	MOTION to Enforce Judgment by Amir Fatir. (fmt) (Entered: 09/24/2007)
08/16/2007	<u>95</u>	Rejection Letter by the Court issued to Amir Fatir Regarding return of papers received on 8/13/07. (fmt) (Entered: 08/17/2007)
09/24/2007	<u>97</u>	ORDER, Set Briefing Schedule re pltf.'s motion to enforce jgm.: Defts.' Answering Brief due 10/22/2007. Pltf. may file a Reply Brief due 11/22/2007. Signed by Judge Sue L. Robinson on 9/24/07. (rlp) (Entered: 09/24/2007)
09/24/2007		Remark: copy of court's order dated 9/24/07 mailed to pltf. Amir Fatir on 9/25/07. (rlp) (Entered: 09/24/2007)
09/25/2007	<u>98</u>	NOTICE OF SUBSTITUTION OF COUNSEL re all defendants: Entry of appearance of attorney Ophelia Michelle Waters. Attorney Joseph S. Shannon terminated. (fmt) (Entered: 09/25/2007)
09/25/2007		CORRECTING ENTRY: D.I. 98 has been deleted and re-docketed. When counsel docketed the Notice of Substitution of counsel, Ophelia Waters, Esq. was added twice as a defendant. She has been deleted from the docket as a defendant and added as the attorney for the defendants in this case. (fmt) (Entered: 09/25/2007)
09/25/2007		Remark: Copy of D.I. 97 mailed to Ophelia Waters, Esq. (fmt) (Entered: 09/25/2007)
10/02/2007	<u>99</u>	AFFIDAVIT of Amir Fatir filed by Amir Fatir. (fmt) (Entered: 10/03/2007)
10/22/2007	<u>100</u>	NOTICE of Appearance by Ophelia Michelle Waters on behalf of Department of Correction (Waters, Ophelia) Additional attachment(s) added on 10/23/2007 (fmt,). (Entered: 10/22/2007)
10/22/2007	<u>101</u>	RESPONSE to Motion re <u>96</u> MOTION to Enforce Judgment (<i>Department of Correction Administrators' Response to Plaintiff Amir Fatir's Motion to Enforce Judgment</i>) filed by Department of Correction. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Attachment No. 1# <u>4</u> Attachment No. 2# <u>5</u> Attachment No. 3# <u>6</u> Attachment No. 4)(Waters, Ophelia) (Entered: 10/22/2007)
10/23/2007		CORRECTING ENTRY: The incorrect pdf was attached to D.I. 100. The initial attachment has been deleted and the proper one is now attached. (fmt) (Entered: 10/23/2007)
10/23/2007	<u>102</u>	AFFIDAVIT of Ron Hosterman re <u>101</u> Response to Motion, <i>Executed Affidavit of Ron Hosterman</i> filed by Department of Correction. (Waters, Ophelia) (Entered: 10/23/2007)
10/26/2007	<u>103</u>	REQUEST for Default as to all defendants – filed by Amir Fatir. (fmt) (Entered: 10/29/2007)
11/16/2007	<u>104</u>	REPLY BRIEF re <u>96</u> MOTION to Enforce Judgment filed by Amir Fatir. (fmt) (Entered: 11/19/2007)
11/16/2007	<u>105</u>	AFFIDAVIT of Amir Fatir filed by Amir Fatir. (fmt) (Entered: 11/19/2007)
11/16/2007	<u>106</u>	APPENDIX re <u>104</u> Reply Brief by Amir Fatir. (fmt) (Entered: 11/19/2007)
01/25/2008	<u>107</u>	ORDER; within ten days from the date of this order, defendants shall file a sur-reply to plaintiff's reply brief. See order for further details. Signed by Judge Sue L. Robinson

		on 1/25/08. (fmt) (Entered: 01/25/2008)
01/30/2008	<u>108</u>	MOTION for Extension of Time to File Response/Reply as to <u>107</u> Order – filed by Department of Correction. (Attachments: # <u>1</u> Proposed Order)(Waters, Ophelia) (Entered: 01/30/2008)
01/31/2008		SO ORDERED, re <u>108</u> MOTION for Extension of Time to File Response/Reply as to <u>107</u> Order filed by Department of Correction. The Deft. has until on or before 2/18/08 in which to file a sur-reply; Signed by Judge Sue L. Robinson on 1/31/08. (fmt) (Entered: 01/31/2008)
02/15/2008	<u>109</u>	SUR-REPLY BRIEF re <u>108</u> MOTION for Extension of Time to File Response/Reply as to <u>107</u> Order filed by Phyllis Patterson, Paul Keve, Raymond Anderson, John L. Sullivan, Walter Redman, George Nmn Pippin. (Attachments: # <u>1</u> Exhibit D1-D2 Affidavit of Cathy Escherich# <u>2</u> Exhibit D3-D4 Department of Correction Administrative Regulations# <u>3</u> Exhibit D5-D6 Affidavit of David Hoofnagle)(Waters, Ophelia) (Entered: 02/15/2008)
02/27/2008	<u>110</u>	Plaintiff's Rebuttle to Defendant's Sur-Reply – filed by Amir Fatir. (nfn) (Entered: 02/28/2008)
02/29/2008	<u>111</u>	Supplement to Plaintiff's Rebuttle to Defendants' Sur-Reply – filed by Amir Fatir. (nfn) (Entered: 03/03/2008)
03/06/2008	<u>112</u>	MEMORANDUM OPINION. Signed by Judge Sue L. Robinson on 77-221. (fmt) (Entered: 03/06/2008)
03/06/2008	<u>113</u>	ORDER denying <u>96</u> Motion to Enforce Judgment. Signed by Judge Sue L. Robinson on 3/5/08. (fmt) (Entered: 03/06/2008)
03/06/2008		CASE CLOSED (fmt) (Entered: 03/06/2008)
10/17/2008	<u>114</u>	MOTION to Enforce Judgment – filed by Amir Fatir (lid) Modified on 10/2/2009 (lid). (Entered: 10/20/2008)
11/03/2008	<u>115</u>	Letter to Clerk of Court from Abdul-Haqq Shabazz regarding request for copy of docket sheet. (lid) Modified on 11/17/2008 (lid). (Entered: 11/04/2008)
11/04/2008		Remark: Copy of docket sheet mailed to Masjid Muhammad 11/03/2008 by the Clerk's Office. (lid) (Entered: 11/04/2008)
11/14/2008	<u>116</u>	Letter to Clerk of Court from Abdul-Haqq Shabazz regarding request for clarification of docket sheet and copy work. (lid) (Entered: 11/17/2008)
11/18/2008	<u>117</u>	Letter to Abdul-Haqq Shabazz from Clerk of Court regarding request for copy work – re <u>116</u> Letter, <u>115</u> Letter. (lid) (Entered: 11/18/2008)
02/19/2009	<u>118</u>	MEMORANDUM OPINION. Signed by Judge Sue L. Robinson on 2/18/2009. (nmf) (Entered: 02/19/2009)
02/19/2009	<u>119</u>	ORDER denying <u>114</u> Motion to Enforce Judgment. Signed by Judge Sue L. Robinson on 2/18/2009. (nmf) (Entered: 02/19/2009)
02/25/2009	<u>121</u>	NOTICE OF APPEAL of <u>119</u> Order on Motion to Enforce Judgment, <u>118</u> Memorandum Opinion. Appeal filed by Amir Fatir. (NOO FEE PAID, NO IFP) (lid) (Entered: 03/06/2009)
03/06/2009	<u>120</u>	USCA Letter to District Court Clerk regarding forwarding Notice of Appeal on behalf of Amir Fatir to District Court. (Attachments: # <u>1</u> clerk letter)(ld,) (Entered: 03/06/2009)
10/02/2009		CORRECTING ENTRY: filed by has been corrected for D.I. 114 (lid) (Entered: 10/02/2009)
10/02/2009	<u>124</u>	Letter to Clerk of Court from Abdul-Haqq Shabazz regarding docket information. (lid) (Entered: 10/05/2009)
10/05/2009	<u>122</u>	NOTICE of Docketing Record on Appeal from USCA re <u>121</u> Notice of Appeal filed by Amir Fatir. USCA Case Number 09-1684 (cc1) (Entered: 10/05/2009)

10/05/2009	<u>123</u>	USCA Order Terminating Appeal pursuant to Fed. R. App. P. 42(b) as to <u>121</u> Notice of Appeal filed by Amir Fatir. (cc1) (Entered: 10/05/2009)
10/06/2009	<u>125</u>	Letter to Abdul-Haqq Shabazz from Clerk of Court – re <u>124</u> Letter. (lid) (Entered: 10/07/2009)
04/20/2010	<u>126</u>	Letter to Clerk from Abdul-Hagg Shabazz regarding request for docket sheet. (lid) (Entered: 04/21/2010)
04/21/2010	<u>127</u>	Letter to Abdul-Haqq Shabazz from Clerk – re <u>126</u> Letter. (lid) (Entered: 04/22/2010)
04/29/2010		Remark: Copy of D.I. 127 mailed to Abdul-Haqq Shabazz aka Wilbur Shabazz was returned to sender; refused; no SBI number. Copy of D.I. 127 mailed with SBI # on 4/30/10. (fms) (Entered: 04/30/2010)
04/30/2013	<u>128</u>	Letter to Clerk from Amir Fatir, dated 4/26/13 regarding Request for Copywork. (cla,) (Entered: 04/30/2013)
04/30/2013	<u>129</u>	Letter to Amir Fatir from Clerk, dated 4/30/13 regarding Copywork – re <u>128</u> Letter. (cla,) (Entered: 04/30/2013)