

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA

-----X	:	
MARK DAVIS, MARK GERALDS, JESSE	:	
GUARDADO, JOSEPH JORDAN, ROBERT	:	
RIMMER, STEVEN STEIN, JASON STEPHENS,	:	
and GARY WHITTON, on behalf of themselves	:	
and all others similarly situated,	:	
	:	
Plaintiffs,	:	Civil Action No.: 3:17-cv-820-J-34PDB
	:	
v.	:	
	:	JOINT STATUS REPORT
MARK INCH, TONY JORDAN, and BARRY	:	REGARDING MEDIATION AND
REDDISH, in their official capacities as employees	:	JURY DEMAND
of the Florida Department of Corrections,	:	
	:	
Defendants.	:	
	:	

JOINT STATUS REPORT REGARDING MEDIATION AND JURY DEMAND

The parties jointly submit this status report in response to the Court’s orders on May 14, 2019 (*See* Doc. 77) and May 17, 2019 (*See* Doc. 78):

1. On May 14, 2019, the Court held a preliminary pretrial conference at which it directed the parties to confer as the appropriate point in the litigation at which to hold a mediation before Senior United States District Judge Harvey Schlesinger. The parties have done so, and agree that it would be beneficial to conduct mediation immediately. The parties agree that early to middle July 2019 would be an appropriate time in which to schedule the mediation, but will defer to Judge Schlesinger to coordinate the precise date and other related procedures.

2. Additionally, on May 17, 2019, the Court requested that the parties advise the Court as to whether they agree to a non-jury trial as reflected in the original case management report. The parties confirm that they have agreed to a non-jury trial in this matter.

Respectfully submitted,

Date: May 28, 2019

/s/Linda McDermott
Linda McDermott (SBN 102857)
TRIAL COUNSEL
McClain & McDermott P.A.
141 NE 30th Street
Wilton Manors, FL 33334-1064
Tel. (850) 322-2172
Fax. (954) 564-5412q
Lindamcdermott@msn.com

ASHLEY MOODY
ATTORNEY GENERAL

/s/David Welch (signed with permission)
DAVID WELCH
TRIAL COUNSEL
Florida Bar No.: 57911
OFFICE OF THE ATTORNEY GENERAL
The Capitol, PL-01
Tallahassee, Florida 32399-2500
Telephone: (850) 414-3300
Fax: (850) 488-4872
David.Welch@myfloridalegal.com

Evan Shea
Matthew Shea
VENABLE LLP
750 E. Pratt Street, Suite 900
Baltimore, MD 21202
Tel. (410) 244-7400
Fax. (410) 244-7742
etshea@venable.com
mtshea@venable.com

DANIEL JOHNSON
Assistant Attorney General
Florida Bar No.: 0091175
OFFICE OF THE ATTORNEY GENERAL

The Capitol, PL-01
Tallahassee, Florida 32399-2500
Telephone: (850) 414-3300
Fax: (850) 488-4872
Daniel.Johnson@myfloridalegal.com

Seth Rosenthal
Claire Wheeler
VENABLE LLP
600 Massachusetts Avenue NW
Washington, DC 20001
Tel. (202) 653-3750
Fax. (202) 344-8300
SARosenthal@Venable.com
Cmwheeler@venable.com

*Attorneys for Plaintiffs Mark Davis, Mark
Gerald, Jesse Guardado, Joseph Jordan,
Robert Rimmer, Steven Stein
Jason Stephens, and Gary Whitton*

*Attorneys for Defendants
Mark Inch, Secretary FDC,
Tony Anderson, Warden, and
Barry Reddish, Warden*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 28, 2019, I electronically filed the foregoing with the Clerk of Court using CM/ECF. I also certify that a true and correct copy of the foregoing was served on all counsel or parties of record by CM/ECF.

/s/ Evan T. Shea

Evan T. Shea (*pro hac vice*)