

CLOSED

**U.S. District Court  
Northern District of Georgia (Atlanta)  
CIVIL DOCKET FOR CASE #: 1:89-cv-01604-MHS**

Parker, et al v. Evans, et al  
Assigned to: Judge Marvin H. Shoob  
Demand: \$0  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 07/18/1989  
Jury Demand: None  
Nature of Suit: 550 Prisoner: Civil  
Rights  
Jurisdiction: Federal Question

**Plaintiff****Charles V. Parker**

represented by **Charles V. Parker**  
EF-194901  
Augusta State Medical Prison  
3001 Gordon Highway  
Grovetown, GA 30813  
PRO SE

**Fred A. Gilbert**  
Montlick & Associates  
Suite 310  
P.O. Box 95406  
17 Executive Park Drive  
Atlanta, GA 30347-0406  
404-235-5000  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff****Rine Yawn**

represented by **Rine Yawn**  
EF-180663  
Phillips State Prison  
2989 West Rock Quarry Road  
Buford, GA 30519  
PRO SE

**Fred A. Gilbert**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff****David Henderson**

represented by **David Henderson**  
EF 219041  
Phillips State Prison  
2989 West Rock Quarry Road

Buford, GA 30519  
PRO SE

**Fred A. Gilbert**  
(See above for address)  
*LEAD ATTORNEY*  
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V.

**Defendant**

**David C. Evans**  
*Commissioner*

represented by **Daryl Alan Robinson**  
Office of State Attorney General  
40 Capitol Square, S.W.  
Atlanta, GA 30334-1300  
404-656-3385  
*LEAD ATTORNEY*  
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**William Bradley Hill, Jr.**  
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Atlanta, GA 30309-3232  
404-253-6000  
Email: williamhill@asherafuse.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Warden Richard L. Abbott**

represented by **Daryl Alan Robinson**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Michael E. Hobbs**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**William Bradley Hill, Jr.**

(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
08/29/1989	5	USM Acknowledgment of service by Richard L. Abbott , executed 8/23/89 (km) (Entered: 08/30/1989)
08/29/1989	6	USM Return of service executed 8/24/89 as to David C. Evans on original complaint (km) (Entered: 08/30/1989)
09/05/1989	7	USM Acknowledgment of service by David C. Evans, executed 8/24/89 (km) (Entered: 09/08/1989)
09/11/1989	8	MOTION by defendant David C. Evans, defendant Richard L. Abbott to consolidate case with 1:88-cv-1752-MHS with brief in support. (km) (Entered: 09/13/1989)
09/11/1989	9	ANSWER to complaint by David C. Evans, Richard L. Abbott. (km) (Entered: 09/13/1989)
09/18/1989	10	MOTION by plaintiff Charles V. Parker, plaintiff Rine Yawn, plaintiff David Henderson for appointment of counsel . (km) (Entered: 09/18/1989)
09/18/1989	11	MOTION by plaintiff Charles V. Parker, plaintiff Rine Yawn, plaintiff David Henderson to modify relief . (km) (Entered: 09/18/1989)
09/18/1989		SUBMITTED to Judge Marvin H. Shoob on motion for temporary restraining order by David Henderson, Rine Yawn, Charles V. Parker [2-1] (km) (Entered: 09/18/1989)
09/25/1989	12	ORDER DENYING motion for temporary restraining order by David Henderson, Rine Yawn, Charles V. Parker [2-1] by Judge Marvin H. Shoob. cc (km) (Entered: 09/26/1989)
09/29/1989		SUBMITTED to Judge Marvin H. Shoob on motion to consolidate case with 1:88-cv-1752-MHS by Richard L. Abbott, David C. Evans [8-1] (km) (Entered: 09/29/1989)
10/10/1989		SUBMITTED to Judge Marvin H. Shoob on motion to modify relief by David Henderson, Rine Yawn, Charles V. Parker [11-1], and motion for appointment of counsel by David Henderson, Rine Yawn, Charles V. Parker [10-1] (km) (Entered: 10/10/1989)
10/20/1989	13	BRIEF by Charles V. Parker, Rine Yawn, David Henderson in opposition to motion to consolidate case with 1:88-cv-1752-MHS by Richard L. Abbott, David C. Evans [8-1] (km) (Entered: 10/24/1989)
01/04/1990	14	ORDER DENYING motion to consolidate case with 1:88-cv-1752-MHS by David C. Evans, Richard L. Abbott [8-1] by Judge Marvin H. Shoob. cc (km) (Entered: 01/08/1990)

01/11/1990	15	ORDER GRANTING motion for appointment of counsel by plas [10-1] and DEFERRING ruling on motion to modify relief by plas [11-1] until 2/15/90 by Judge Marvin H. Shoob. Court appoints Fred A. Gilbert, 300 Fidelity Bank Bldg, Decatur, GAa 30030, pro bono for plas. cc (km) (Entered: 01/16/1990)
01/23/1990	16	MOTION by defendant Richard L. Abbott, defendant David C. Evans to dismiss with brief in support. (km) (Entered: 01/24/1990)
02/09/1990	17	ORDER by Judge Marvin H. Shoob DENYING counsel for plas' letter request to be relieved of his appointment. cc (km) (Entered: 02/12/1990)
02/15/1990		SUBMITTED to Judge Marvin H. Shoob on motion to dismiss by David C. Evans, Richard L. Abbott [16-1], motion to modify relief by Charles V. Parker, Rine Yawn, David Henderson [11-1] (km) (Entered: 02/15/1990)
03/09/1990	18	RESPONSE by plaintiff Charles V. Parker, plaintiff Rine Yawn, plaintiff David Henderson to motion to dismiss by David C. Evans, Richard L. Abbott [16-1] (km) (Entered: 03/12/1990)
03/09/1990	19	Amendment to in forma pauperis complaint [1-1] by plaintiff Charles V. Parker, plaintiff Rine Yawn, plaintiff David Henderson . (km) (Entered: 03/12/1990)
03/21/1990	20	ANSWER to amended complaint by David C. Evans, Richard L. Abbott. (km) (Entered: 03/27/1990)
06/21/1990	21	ORDER DENYING motion to dismiss by dfts [16-1], and GRANTING motion to modify relief by plas [11-1] nunc pro tunc by Judge Marvin H. Shoob. cc (km) (Entered: 06/22/1990)
02/22/1991		Copy of "Notice to Counsel" re: filing of PTO mailed to Mr. David Henderson, ret'd marked "return to sender". (scg) (Entered: 03/04/1991)
03/25/1991	22	ORDER staying proceedings by Judge Marvin H. Shoob until the 11th Cir. renders a decision in Harris v. Thigpen. Prys are directed to submit briefs no more than 20 pages w/in 30 days after 11th Cir. decision. cc (km) (Entered: 03/27/1991)
04/11/1991		Copies of order [22-1], [22-2], mailed to David Henderson & Rine Yawn, ret'd, marked "undeliverable as addressed". (scg) (Entered: 04/15/1991)
10/11/1991	23	RESPONSE by defendants to order staying proceedings [22-1] requiring briefs on the Harris v. Thigpen decision of the 11th Circuit. (scg) (Entered: 10/17/1991)
11/19/1991		SUBMITTED per order staying proceedings [22-1], order [22-2] to Judge Marvin H. Shoob . (scg) (Entered: 11/19/1991)
06/08/1992	24	ORDER DIRECTING plaintiffs to file report on status of this action w/in 15 days; by Judge Marvin H. Shoob. cc (scg) (Entered: 06/08/1992)
06/22/1992	25	Notice of change of address by Fred A. Gilbert, Attorney. (scg) (Entered: 06/22/1992)

06/22/1992	26	MOTION by plaintiffs to extend time for plaintiffs to respond to order [24-1] with brief in support. (scg) (Entered: 06/22/1992)
06/22/1992		Copy of order [24-1] mailed to David Henderson ret'd marked "deceased." (scg) (Entered: 06/22/1992)
07/22/1992		SUBMITTED on motion to extend time for plaintiffs to respond to order [24-1] by plaintiffs [26-1] to Judge Marvin H. Shoob . (scg) (Entered: 07/22/1992)
07/27/1992	27	ORDER GRANTING motion to extend time for plaintiffs to respond to order [24-1] by plaintiffs [26-1], response due w/in 15 days of this order; by Judge Marvin H. Shoob. cc (scg) (Entered: 07/28/1992)
08/12/1992	28	Response by plaintiffs to order [24-1] (scg) (Entered: 08/15/1992)
08/17/1992		SUBMITTED per order [24-1] to Judge Marvin H. Shoob . (scg) (Entered: 08/17/1992)
02/19/1993	29	Notice of change of address by plaintiff Charles V. Parker . (scg) (Entered: 02/24/1993)
04/15/1993	30	ORDER dismissing case for want of prosecution; by Judge Marvin H. Shoob. cc (scg) (Entered: 04/16/1993)
04/16/1993	31	JUDGMENT ENTERED dismissing this action for want of prosecution. cc (scg) (Entered: 04/16/1993)
04/21/1993		Copy of order [30-1] & judgment [31-1] mailed to pla Henderson ret'd marked "returned to sender". (scg) (Entered: 04/26/1993)
05/03/1993		Copy of order [30-1] & judgment [31-1] mailed to pla Rine Yawn, ret'd marked "not here", no new address in file. (scg) (Entered: 05/04/1993)

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