

CLOSED, TMB

**U.S. District Court
District of Rhode Island (Providence)
CIVIL DOCKET FOR CASE #: 1:85-cv-00110-L**

Silvia, et al v. Vose, et al
Assigned to: Judge Ronald R. Lagueux
Demand: \$0
Cause: 28:1331 Fed. Question: Civil Rights Violation

Date Filed: 02/27/1985
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Special Master

**Jacob Senior United States
Magistrate Judge Jacob Hagopian**

Plaintiff

James Silvia

represented by **James Silvia**
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Plaintiff

Anthony Souza

represented by **Alvin J. Bronstein**
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Plaintiff

**Charles H. and all other inmates at
the ACI Cranston, RI**

represented by **Charles H. and all other inmates at
the ACI Cranston, RI**
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V.

Defendant

George A. Vose

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Defendant

Michael A. Captain, A.C.I.
Capt. High Security Center, A.C.I.

represented by **David J. Gentile**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
08/27/1991	1	MOTION by James Silvia to Show Cause Why Defendants Should Not

		Be Held in Contempt (Smith, M) (Entered: 06/16/1992)
08/27/1991	2	MOTION by James Silvia To Rule (Smith, M) (Entered: 06/16/1992)
08/27/1991	3	AFFIDAVIT by James Silvia Re: [1-1] motion to Show Cause Why Defendants Should Not Be Held in Contempt with several exhibits including affidavits, letters, and interoffice memos. (Smith, M) (Entered: 06/16/1992)
09/11/1991	5	OBJECTION by George Vose to [2-1] motion To Rule, [1-1] motion to Show Cause Why Defendants Should Not Be Held in Contempt (Smith, M) (Entered: 06/16/1992)
09/20/1991	4	ORDER granting [2-1] motion To Rule granting [1-1] motion to Show Cause Why Defendants Should Not Be Held in Contempt (signed by Magistrate Judge Jacob Hagopian) (Smith, M) (Entered: 06/16/1992)
09/30/1991		Dfts. additional, identical Objection to M/Adjudge in Contempt filed w/Memo and in court file with docket #5. (Smith, M) (Entered: 06/16/1992)
10/02/1991		Original Objection to M/Adjudge in Comtempt was clock dated 9/11 but went to Judge Boyle's clerks; after several calls by Judge Lagueux's clerk (see hard copy docket notes) all copies found on 10/2. (Smith, M) (Entered: 06/16/1992)
10/02/1991		Referred Dft's Obje. to M/Adjudge in Contempt to U.S.M.J. Hagopian. (Smith, M) (Entered: 06/16/1992)
02/10/1992	6	RESPONSE by James Silvia in opposition to [5-1] motion response by Dfts. (Smith, M) (Entered: 06/16/1992)
03/03/1992		Plaintiff's "Responce" to Dfts' Obj. of 2/10/92 referred to U.S.M.J. Hagopian. (Smith, M) (Entered: 06/16/1992)
06/12/1992	7	ORDER [2-1] motion To Rule referred to Magistrate Judge Jacob Hagopian (signed by Judge Ronald R. Lagueux) (Smith, M) (Entered: 06/16/1992)
06/16/1992		Judge Pettine recusal; Letter from Pla. dated 8/14/91; Previous dfts:Stafford Quick; Michael Moore; James Viera; ALL PREVIOUS DOCKET ENTRIES ARE IN DOCKET BOOK FOR 1985. (Smith, M) (Entered: 06/16/1992)
06/16/1992		CASE REFERRED to Magistrate Judge Jacob Hagopian (Smith, M) (Entered: 06/16/1992)
06/18/1992	8	HABEAS CORPUS issued for Silvia to appear before Magistrate Judge Hagopian on plntf's motion to adjudge in contempt / show cause hearing. (Lagueux, C) (Entered: 06/18/1992)
06/18/1992		Motion hearing re: [2-1] motion To Rule at 10:30 6/9/92 before Magistrate Judge Hagopian (Lagueux, C) (Entered: 06/18/1992)
06/18/1992		Motion hearing re: [1-1] motion to Show Cause Why Defendants Should

		Not Be Held in Contempt at 10:30 7/9/92 before Magistrate Judge Hagopian (Lagueux, C) (Entered: 06/18/1992)
06/25/1992	9	PETITION for Writ of Habeas Corpus ad Testificandum submitted by James Silvia. (Burgess, J) (Entered: 07/07/1992)
06/25/1992	10	WRIT of Habeas Corpus ad Testificandum The President of the United States of America submitted by James Silvia. (Burgess, J) (Entered: 07/07/1992)
07/09/1992	11	PRE-HEARING ORDER - P & D will file within 30 days Memos, list of exhibits, and probably length of each party's presentation (signed by Magistrate Judge Jacob Hagopian) (Smith, M) (Entered: 07/09/1992)
07/17/1992	12	1 Habeas Corpus returned. (Burgess, J) (Entered: 07/21/1992)
08/10/1992	13	Plaintiff's Memo in support of M/Adjudge in Contempt as ordered by U.S.M.J. Hagopian - answer due 8/20/92. (Smith, M) (Entered: 08/18/1992)
08/20/1992	14	DEFENDANTS' MOTION to Dismiss (Burgess, J) (Entered: 08/25/1992)
08/21/1992		Motion(s) referred: Motion to Adjudge in Comtempt by Plaintiff and Motion to Dismiss by Defendant referred to Magistrate Judge Boudewyns. (Smith, M) (Entered: 08/21/1992)
08/25/1992		Pre-Hearing Memorandum filed on M/Adjudge Dfts. in Contempt by Plaintiff filed by Atty. Gentile - to U.S.M.J. Boudewyns (Smith, M) (Entered: 08/25/1992)
01/28/1993	15	COPY OF ORDER, to Consolidate Cases - consolidating action in CA 91-0267 with this action (signed by Judge Ronald R. Lagueux) (Smith, M) (Entered: 01/28/1993)
02/05/1993		Status conference held by Magistrate Judge Boudewyns at ACI on 2/3/93. Judge notified bath prisoners (Silvia & Hockenull) that their suits have been joined. Judge to hold a formal hearing on library access. Hockenull agreed to sever his library access claim from his inmate welfare fund claim. (Lagueux, C) (Entered: 02/05/1993)
03/18/1993		CASE assigned to Judge Ronald R. Lagueux . Assigned to Magistrate Judge Timothy M. Boudewyns (Dias, J) (Entered: 03/18/1993)
04/22/1993		Consolidated Lead Case - see order of 1/28/93 (CA 91-267 has been consolidated with this case - all entries to be docketed in this case). (Smith, M) (Entered: 04/22/1993)
04/22/1993	16	ORDER appointing special master senior U.S.Magistrate Judge Jacob Hagopian in combined cases.o analyze present conditions at ACI inmate libraries and determine defendant's compliance (signed by Chief Judge Ronald R. Lagueux) (Smith, M) (Entered: 04/22/1993)
04/22/1993		CASE REFERRED to Jacob Hagopian as special master (Smith, M) (Entered: 04/22/1993)

05/19/1993		Case closed (Smith, M) (Entered: 05/19/1993)
07/16/1993	17	ORDER: An order having been entered 4/22/93 appointing Sr. Mag-Judge Hagopian special master in this case, extension of the Court's order is hereby entered and compliance will be had within 90 days. (signed by Judge Ronald R. Lagueux) (Kapstein, L) (Entered: 07/16/1993)
10/22/1993	18	ORDER in this case and CA 91-267 granting Plaintiff Hockenhull's M/Dismiss certain counts of his Complaint and counts of Amended Complaint - Plaintiff Hockenhull to file second amended complaint within 20 days or remaining counts shall be dismissed. (signed by Judge Ronald R. Lagueux) (Smith, M) (Entered: 10/22/1993)
10/22/1993	19	Magistrate Judge Hagopian's notes on conference. (Smith, M) (Entered: 10/22/1993)
11/23/1993		court file with Retired U.S.M.J.Hagopian; also court file in 91-267. (Smith, M) (Entered: 11/23/1993)
12/07/1993	20	ORDER Upon consideraiton of Plaintiff Silvia's M/Adjudge in Comtempt in 85-110 and stipulation of dismissal entered into by and between the parties in this case attached, instant motion to adjudge in contempt is DENIED. (signed by Judge Ronald R. Lagueux) (Smith, M) (Entered: 12/07/1993)
12/07/1993		Note to file: D's M/Dismiss is still pending. (Smith, M) (Entered: 12/07/1993)
02/08/1994	21	COPY OF ORDER and Dismissal Stipulation in 91-267 Hockenhull v. Vose dismissing based on agreement in this case. (signed by Judge Ronald R. Lagueux) (Smith, M) (Entered: 02/08/1994)
04/13/1994	22	DOCUMENTS #22 - #27 DOCKETED IN THIS MATTER have been re-drawn to a new case per RRL - copies and originals have been re-submitted for re-drawing - MOTION by Raymond Cruz and Sean Smith for order to show cause why plaintiff's motion for an order of contempt and further relief should not be granted. (Burgess, J) Modified on 05/16/1994 (Entered: 04/15/1994)
04/13/1994	23	MOTION to Proceed in Forma Pauperis (Burgess, J) (Entered: 04/15/1994)
04/13/1994	24	MOTION for Protective Order (Burgess, J) (Entered: 04/15/1994)
04/13/1994	25	MOTION for order to show cause and other releif. (Burgess, J) (Entered: 04/15/1994)
04/13/1994	26	ADDENDUM TO PLAINTIFF'S motion for contempt citation. (Burgess, J) (Entered: 04/15/1994)
04/13/1994	27	MOTION for contempt. (Burgess, J) (Entered: 04/15/1994)
07/20/1994	28	MOTION by James Silvia to rule (Burgess, J) (Entered: 08/02/1994)
07/20/1994	29	MOTION by James Silvia to Show Cause why defendant's should not be

		held in contempt. (Burgess, J) (Entered: 08/02/1994)
09/14/1994	30	MOTION by James Silvia, Anthony Souza, Charles H. Hockenhull for contempt (Burgess, J) (Entered: 09/23/1994)
09/15/1994		Motion(s) referred: [29-1] motion to Show Cause why defendant's should not be held in contempt. referred to Magistrate Judge Jacob Hagopian (Gilfillan, B) (Entered: 09/15/1994)
09/15/1994		Motion(s) referred: [28-1] motion to rule referred to Magistrate Judge Jacob Hagopian (Gilfillan, B) (Entered: 09/15/1994)
10/17/1994	31	STIPULATION of dismissal signed by Judge Ronald R. Lagueux (Gilfillan, B) (Entered: 10/17/1994)
10/20/1994	32	WRIT of habeas corpus returned unexecuted, defendant is serving out-of-state. (Burgess, J) (Entered: 10/21/1994)
10/20/1994	33	WRIT of habeas corpus returned executed on 10/12/94 as to James Silvia. (Burgess, J) (Entered: 10/21/1994)
04/07/1995	34	MOTION by James Silvia to Show Cause why defendant's should not be held in contempt. (Burgess, J) (Entered: 04/10/1995)
04/07/1995	35	MOTION by James Silvia to rule w/ affidavits attached. (Burgess, J) (Entered: 04/10/1995)
05/02/1995	36	ORDER referring case of Mag J. Hagopian (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 05/02/1995)
06/23/1995		Motion hearing re: [35-1] motion to rule w/ affidavits attached. at 10:00 6/27/95, [34-1] motion to Show Cause why defendant's should not be held in contempt. at 10:00 6/27/95 - Mag J. Hagopian (Gilfillan, B) (Entered: 06/23/1995)
06/27/1995	37	STIPULATION of dismissal of Motion to Show Cause (Gilfillan, B) (Entered: 06/27/1995)
07/11/1995	38	Habeas Corpus Returned 6/27/95 (Burgess, J) (Entered: 07/14/1995)
01/16/1996	39	MOTION by Edson Toro TO ADJUDGE in Contempt (Burgess, J) (Entered: 02/29/1996)
01/16/1996	40	MOTION by Ronald Chase TO ADJUDGE in Contempt (Burgess, J) (Entered: 02/29/1996)
02/21/1996	41	MOTION by Matthew Komrowski TO ADJUDGE in Contempt (Burgess, J) (Entered: 02/29/1996)
02/26/1996	42	OBJECTION by George A. Vose to [41-1] motion TO ADJUDGE in Contempt (Burgess, J) (Entered: 02/29/1996)
03/04/1996	43	RESPONSE by Matthew Komrowski in opposition to [42-1] motion response (Burgess, J) (Entered: 03/11/1996)
03/04/1996	44	RESPONSE by George A. Vose, Michael A. Moore in opposition to [39-

		1] motion TO ADJUDGE in Contempt (Burgess, J) (Entered: 03/11/1996)
03/20/1996	45	Habeas Corpus Returned 3/19/96 (Burgess, J) (Entered: 03/22/1996)
03/20/1996	46	Habeas Corpus Returned 3/7/96 unexecuted due to a medical emergency. (Burgess, J) (Entered: 03/22/1996)
03/20/1996	47	Habeas Corpus Returned 3/7/96 (Burgess, J) (Entered: 03/22/1996)
03/20/1996	48	Habeas Corpus Returned 3/7/96 (Burgess, J) (Entered: 03/22/1996)
03/25/1996	49	STIPULATION of dismissal signed by Magistrate Judge Jacob Hagopian dismissing Edson Toro's motion for contempt. (Brown, D) (Entered: 03/28/1996)
03/25/1996	50	STIPULATION of dismissal signed by Magistrate Judge Jacob Hagopian dismissing Matthew Komrowski's motion for contempt. (Brown, D) (Entered: 03/28/1996)
04/19/1996	51	REPORT AND RECOMMENDATIONS of Magistrate Judge Jacob Hagopian to deny Re: [41-1] motion TO ADJUDGE in Contempt ; Motion no longer referred Objections to R and R due by 5/6/96 (Brown, D) (Entered: 04/19/1996)
04/19/1996	52	REPORT AND RECOMMENDATIONS of Magistrate Judge Jacob Hagopian to deny Re: [40-1] motion TO ADJUDGE in Contempt ; Motion no longer referred Objections to R and R due by 5/6/96 (Brown, D) (Entered: 04/19/1996)
04/19/1996		ORDER dismissing [41-1] motion TO ADJUDGE in Contempt (signed by Magistrate Judge Jacob Hagopian) (Brown, D) (Entered: 04/19/1996)
04/19/1996	54	ORDER dismissing [39-1] motion TO ADJUDGE in Contempt (signed by Judge Ronald R. Lagueux) (Brown, D) (Entered: 04/19/1996)
04/19/1996	54	ORDER dismissing [41-1] motion TO ADJUDGE in Contempt (signed by Judge Ronald R. Lagueux) (Brown, D) (Entered: 04/19/1996)
10/15/1996	55	ORDER denying [40-1] motion TO ADJUDGE in Contempt; accepting R&R of Mag J Hagopian (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 10/18/1996)
03/20/2001	56	NOTICE of by James Silvia, George A. Vose, Anthony Souza, Michael A. Moore, Jacob Hagopian, Charles H. Hockenhull to all members of plaintiff class (Gilfillan, B) (Entered: 03/22/2001)
03/22/2001	57	ORDER - notice to plaintiff class - objections to proposed dismissal agreement due 4/23/01; hearing 5/23/01 at 10:00 (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 03/22/2001)
04/09/2001	58	John Nania's Objection to the Proposed Dismissal Agreement (Saucier, M) (Entered: 04/09/2001)
04/11/2001	59	Objection to the Proposed Dismissal Agreement (filed by Ashanti

		Shaisur) (Saucier, M) (Entered: 04/12/2001)
04/13/2001	60	Objection to Dismissal Agreement filed by Barry E. Dowell (Saucier, M) (Entered: 04/13/2001)
04/16/2001	61	Objection to Stipulation of Dismissal; filed by Bruce Reilly (Saucier, M) (Entered: 04/17/2001)
04/20/2001	62	Plaintiff's Objection to Stipulation of Dismissal. Filed by Adrina Bustamante, Fred DeWitt, Jose Garcia, Dennis Evans, Sheldon Luther. (Saucier, M) (Entered: 04/20/2001)
04/20/2001	63	MOTION for writ of habeas corpus ad testificandum filed by Adrian Bustamante, Fred Dewitt, Dennis Evans, Jose Garcia, Sheldon Luther, Michael Porreca. (Saucier, M) (Entered: 04/20/2001)
04/20/2001	64	Objection to Stipulation of Dismissal. Filed by Adrian Bustamante, Fred DeWitt, Jose Garcia, Dennis Evans, Sheldon Luther. (Saucier, M) (Entered: 04/20/2001)
04/20/2001	65	Plaintiff's Objection to Defendant's Stipulation of Dismissal. Filed by Joseph Mcmanus (Saucier, M) (Entered: 04/20/2001)
04/20/2001	66	Plaintiff's Objection to Proposed Dismissal Order. Filed by Byron Barber (Saucier, M) (Entered: 04/20/2001)
04/23/2001	67	Objection to Motion to Dismiss filed by Gerald M. Brown (Saucier, M) (Entered: 04/23/2001)
04/23/2001	68	Objection to Motion to Dismiss filed by Thomas Austen (Saucier, M) (Entered: 04/23/2001)
04/23/2001	69	Objection to Proposed Dismissal Agreement (Saucier, M) (Entered: 04/23/2001)
04/23/2001	70	Objection to the Proposed Dismissal Order filed by Edmond Brown (Saucier, M) (Entered: 04/23/2001)
04/23/2001	71	Objection to the Proposed Dismissal Agreement filed by Joseph W. Salvatore (Saucier, M) (Entered: 04/23/2001)
04/23/2001	72	Objection to the Proposed Dismissal Agreement filed by Vincent P. Murray (Saucier, M) (Entered: 04/23/2001)
04/23/2001	73	Objection to Proposed Dismissal Agreement filed by Ronald L'Heureux (Saucier, M) (Entered: 04/23/2001)
04/23/2001	74	Objection to Proposed Dismissal Agreement filed by Danny L. Brown (Saucier, M) (Entered: 04/23/2001)
04/23/2001	75	Objection to Proposed Dismissal Agreement filed by Alfred Lemerick (Saucier, M) (Entered: 04/23/2001)
04/23/2001	76	Objection to Proposed Dismissal Agreement filed by Alan R. Gaudreau (Saucier, M) (Entered: 04/23/2001)

05/15/2001	77	RESPONSE by James Silvia, Anthony Souza, Charles H. Hockenull in opposition to [76-1] remark, [75-1] remark, [74-1] remark, [73-1] remark, [72-1] remark, [71-1] remark, [70-1] remark, [69-1] remark, [68-1] remark, [67-1] remark, [66-1] remark, [65-1] remark, [64-1] remark, [63-1] motion for writ of habeas corpus ad testificandum, [62-1] remark, [61-1] remark, [60-1] remark, [59-1] remark, [58-1] remark (Saucier, M) (Entered: 05/15/2001)
05/23/2001		Civil Hearing re: [50-1] dismiss/dismissal stipulation before Judge Ronald R. Lagueux. Ct. Reporter: J. Fontes; Alvin Bronstein for the plaintiff; Anthony Cipriano, Paul Mancini and Richard Wooley for the defendant. All counsel of record present. Mr. Bronstein addresses the court in regards to the stipulation agreement. Mr. Cipriano concurs with Mr. Bronstein. Court satisfied consent decree of 1988 is obsolete. Court finds the state's policy is reasonable and lawful. Court enters order that the stipulation is approved and the cases are dismissed. Court to enter short memorandum explaining the order. (Saucier, M) (Entered: 05/23/2001)
05/23/2001	78	Minute entry: Hearing on Settlement Agreement held. (Saucier, M) (Entered: 05/23/2001)
05/23/2001	79	MEMORANDUM and ORDER granting [57-1] stipulation of dismissal (signed by Judge Ronald R. Lagueux) (Gilfillan, B) (Entered: 05/23/2001)
05/24/2001	80	TRANSCRIPT OF Stipulation of Dismissal for date of 05/23/01 (Saucier, M) (Entered: 05/25/2001)
05/31/2001	81	NOTICE OF APPEAL by Fred Dewitt and Adrian Poustamante . Fee Status: Not paid. Appeal record due on 7/2/01 (Saucier, M) (Entered: 05/31/2001)
06/14/2001	82	CERTIFICATE of Clerk: Appeal record sent to USCA. (Saucier, M) (Entered: 06/14/2001)
06/14/2001		Certified and transmitted record on appeal to U.S. Court of Appeals: [81-1] appeal. Sent Original file, certified copy of docket and a certified copy of Docket in #77-83L (Saucier, M) (Entered: 06/14/2001)
06/18/2001	83	Transmitted supplemental record on appeal: [81-1] appeal. Transcript of hearing held on 05/23/01 and certified copy of the docket. (Saucier, M) (Entered: 06/18/2001)
06/27/2001	84	NOTICE of Docketing ROA from USCA Re: [81-1] appeal. Received Original file, Certified Copy of Docket, Certified Copy of Order amd Memorandum (Saucier, M) (Entered: 06/27/2001)
06/27/2001		USCA Case Number Re: [81-1] appeal USCA Number: 01-1801 (Saucier, M) (Entered: 06/27/2001)
10/30/2001	85	NOTICE of Docketing ROA from USCA Re: [81-1] appeal USCA Number: 01-1801 (Jackson, R) (Entered: 10/30/2001)

10/11/2002		Installment Payment #1; AMOUNT \$ 6.00; RECEIPT # 52260 Total Paid to Date:\$6.00 (Jackson, R) Modified on 03/22/2005 (Entered: 10/17/2002)
10/11/2002		Installment Payment #2; AMOUNT \$ 7.50; RECEIPT # 52261 Total Paid to Date: \$13.50 (Jackson, R) Modified on 03/22/2005 (Entered: 10/17/2002)
10/17/2002	86	ORDER, from the 1st Circuit - for payment of filing fee (Gilfillan, B) (Entered: 10/17/2002)
11/05/2002		Installment Payment #3; AMOUNT \$ 12.00; RECEIPT # 52526 Total Paid to Date: \$ 25.50 (Jackson, R) Modified on 03/22/2005 (Entered: 11/06/2002)
11/05/2002		Installment Payment #4; AMOUNT \$ 6.00; RECEIPT # 52527 Total Paid to Date: \$ 31.50 (Jackson, R) Modified on 03/22/2005 (Entered: 11/06/2002)
12/16/2002		Installment Payment #5; AMOUNT \$ 9.00; RECEIPT # 52860 Total Paid to Date: \$40.50 (Jackson, R) Modified on 03/22/2005 (Entered: 12/20/2002)
12/16/2002		Installment Payment #6; AMOUNT \$ 1.50; RECEIPT # 52861 Total Paid to Date: \$42.00 (by Adrian Bustamante) (Jackson, R) Modified on 03/22/2005 (Entered: 12/20/2002)
09/17/2003	87	JUDGMENT from the 1st circuit for George A. Vose against James Silvia, Anthony Souza, Charles H. Hockenull (USDC's decision to grant the parties stipulation of dismissal is affirmed; However, the case is remanded for the limited purpose of changing the disposition to terminate the decree as apposed to vacating the decree) (Gilfillan, B) (Entered: 09/17/2003)
10/08/2003	88	ORDER (Mandate from 1st circuit) - case remanded for the limited purpose of changing the disposition to terminate the decree instead of vacating the decree. (Gilfillan, B) Modified on 02/20/2004 (Entered: 10/14/2003)
10/17/2003		Record on appeal returned from U.S. Court of Appeals: [81-1] appeal (Gilfillan, B) (Entered: 10/17/2003)

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05/23/2006 11:05:45			
PACER Login:	hs0328	Client Code:	Venker
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Billable Pages:	6	Cost:	0.48