

CLOSED

**U.S. District Court  
District of South Carolina (Columbia)  
CIVIL DOCKET FOR CASE #: 3:90-cv-02487-DWS**

Solesbee v. Sewell, et al  
Assigned to: Judge Dennis W Shedd  
Demand: \$0  
Cause: 28:1983 Civil Rights

Date Filed: 10/17/1990  
Jury Demand: Both  
Nature of Suit: 550 Prisoner: Civil  
Rights  
Jurisdiction: Federal Question

**Plaintiff****Leon Ray Solesbee, Jr**represented by **Leon Ray Solesbee, Jr**

110125  
Evans Correctional Institution  
610 Highway 9 West  
Bennettsville, SC 29512  
PRO SE

**J Christopher Mills**

J Christopher Mills Law Office  
PO Box 5717  
Columbia, SC 29250  
803-787-6226  
Fax: 803-787-9488  
Email: chrismillsllc@aol.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Jimmy Sewell**  
*Supervisor, South Carolina Department  
of Corrections*

represented by **Michael Todd Smith**

Logan Jolly and Smith  
PO Box 259  
Anderson, SC 29621  
864-226-1910  
Fax: 864-226-1910  
Email: msmith@loganjollysmith.com  
*TERMINATED: 03/31/1993*  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**W Howard Boyd, Jr**

Gallivan White and Boyd  
PO Box 10589  
Greenville, SC 29603

864-271-9580  
Fax: 864-271-7502  
Email: hboyd@gwblawfirm.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Brad Basic**

**Defendant**

**Warden Richard Witkowski**

**Defendant**

**Mary Ann Sanders**

**Defendant**

**John Mills**

**Defendant**

**Larry Arrowood**

**Defendant**

**Benjamin Hunter**

**Defendant**

**Vernon Miller**

**Defendant**

**Larry Keller**

**Defendant**

**Jeff Henderson**

**Defendant**

**Sue Mills**

**Defendant**

**Lillian Westfield**

**Defendant**

**Jimmy Brown**

represented by **Ronald K Wray, II**  
Gallivan White and Boyd  
PO Box 10589  
Greenville, SC 29603  
864-271-9580  
Fax: 864-271-7502  
Email: rwrap@gwblawfirm.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**W Howard Boyd, Jr**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Matthew Ogunsile**

represented by **Ronald K Wray, II**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**W Howard Boyd, Jr**  
 (See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
09/25/1990		CASE REFERRED to Magistrate Robert S. Carr (former empl) (Entered: 12/17/1990)
09/25/1990	1	MOTION by Leon Ray Solesbee Jr. to proceed in forma pauperis (former empl) (Entered: 12/17/1990)
10/17/1990	2	COMPLAINT; (former empl) (Entered: 12/17/1990)
11/08/1990	3	MOTION by plaintiff Leon Ray Solesbee Jr. to amend [2-1] complaint (former empl) (Entered: 08/03/1993)
11/21/1990	3	CHANGE OF ADDRESS; By Plaintiff. (former empl) (Entered: 12/17/1990)
12/06/1990	4	FINANCIAL AFFIDAVIT from SCDC regarding inmate pay. (former empl) (Entered: 12/17/1990)
12/11/1990	5	ORDER, pltf's filing fees (\$17.00) due 12/31/90 or file an affidavit w/i 10 days stating why he should pay a lesser fee. ( signed by Magistrate Robert S. Carr ) (former empl) (Entered: 12/17/1990)
12/13/1990	6	MOTION by Leon Ray Solesbee Jr. for appointment of counsel (former empl) (Entered: 12/17/1990)
12/19/1990	7	MOTION by Leon Ray Solesbee Jr. to extend time to pay filing fee (former empl) (Entered: 12/19/1990)
12/19/1990	9	MOTION by plaintiff Leon Ray Solesbee Jr. to amend [2-1] complaint (former empl) (Entered: 08/03/1993)
12/21/1990		Minute entry: granting [1-1] motion to proceed in forma pauperis (former empl) (Entered: 10/10/1991)
12/21/1990		Minute entry: mooting [7-1] motion to extend time to pay filing fee

		(former empl) (Entered: 04/08/1992)
12/21/1990		Filing Fee Paid; FILING FEE \$ 17.00 RECEIPT # 55605 (former empl) (Entered: 01/17/1991)
12/26/1990	8	ORDER denying [6-1] motion for appointment of counsel ( signed by Magistrate Robert S. Carr ) (former empl) (Entered: 12/26/1990)
12/30/1990	10	MOTION by plaintiff Leon Ray Solesbee Jr. for order for plaintiff to proceed without payment on cost of photocopying service of legal material (former empl) (Entered: 08/03/1993)
01/04/1991	9	ORDER pltf pay partial filing fee of \$17.00 not later than 3-1-91. mld eod 1-7-90( signed by Judge UNASSIGNED ) (former empl) (Entered: 01/07/1991)
01/16/1991	10	SUMMONS(ES) issued for Jimmy Sewell (former empl) (Entered: 01/17/1991)
01/18/1991	11	MOTION by plaintiff Leon Ray Solesbee Jr. to Take Deposition by tape recording of parties (former empl) (Entered: 08/03/1993)
02/21/1991	11	MOTION by Jimmy Sewell to extend time to answer. (former empl) (Entered: 02/22/1991)
02/22/1991	12	AFFIDAVIT of W. Howard Boyd, Jr. Re: [11-1] motion to extend time (former empl) (Entered: 02/22/1991)
02/28/1991	13	ORDER granting [11-1] motion to extend time, reset answer due for 3/11/91 for Jimmy Sewell mld eod 2/28/91 ( signed by Magistrate Robert S. Carr ) (jada) (Entered: 02/28/1991)
03/12/1991	14	ANSWER to Complaint by Jimmy Sewell (Attorney ),; jury demand (former empl) (Entered: 03/19/1991)
03/18/1991	12	Change of address submitted by plaintiff from Allendale Corr. Inst. to Evans Corr. Inst. (former empl) (Entered: 08/03/1993)
04/12/1991	15	MOTION by Leon Ray Solesbee Jr. for request of documents pursuant to Rule 34 FRCP (former empl) (Entered: 04/17/1991)
04/30/1991	21	MEMORANDUM by plaintiff Leon Ray Solesbee Jr. in support of [19-1] affidavit, [18-1] affidavit, [17-1] opposition memorandum (former empl) (Entered: 08/03/1993)
04/30/1991	16	AFFIDAVIT in opposition to by Leon Ray Solesbee Jr. Re: [14-1] answer (former empl) (Entered: 05/10/1991)
04/30/1991	17	MEMORANDUM by Leon Ray Solesbee Jr. in opposition to [14-1] answer (former empl) (Entered: 05/10/1991)
04/30/1991	18	AFFIDAVIT by Leon Ray Solesbee Jr. Re: [14-1] answer (former empl) (Entered: 05/10/1991)
04/30/1991	19	AFFIDAVIT in opposition by Leon Ray Solesbee Jr. Re: [14-1] answer (former empl) (Entered: 05/10/1991)

04/30/1991	20	MOTION by Leon Ray Solesbee Jr. for leave of Ct to consolidate 2 defts cases pursuant to FRCP 42 (former empl) (Entered: 05/10/1991)
04/30/1991	22	Pltf's 1st set of interrogatories to deft. (former empl) (Entered: 05/10/1991)
04/30/1991	23	MOTION by Leon Ray Solesbee Jr. for leave to file amended complaint (former empl) (Entered: 05/10/1991)
05/08/1991	24	MOTION by Leon Ray Solesbee Jr. to compel production of documents (former empl) (Entered: 05/10/1991)
05/08/1991	25	Plaintiff's request for admissions to Brad Basic. (former empl) (Entered: 05/10/1991)
05/08/1991	26	Plaintiff's request for admissions to Jimmy Sewell (former empl) (Entered: 05/10/1991)
05/22/1991	27	MOTION by Leon Ray Solesbee Jr. for permission to do an oral deposition by tape recording parties (former empl) (Entered: 06/20/1991)
05/22/1991	28	MOTION by Leon Ray Solesbee Jr. for an order addressed to SCDC to provide pltf free photo copying services of pltf's legal material (former empl) (Entered: 06/20/1991)
06/04/1991	29	MOTION by Leon Ray Solesbee Jr. to compel production of interrogatories (former empl) (Entered: 06/20/1991)
06/10/1991	30	MOTION by Jimmy Sewell for summary judgment (former empl) (Entered: 06/20/1991)
06/10/1991	31	MEMORANDUM by Jimmy Sewell in support of [30-1] motion for summary judgment (former empl) (Entered: 06/20/1991)
06/13/1991	32	RETURN OF SERVICE executed as to Jimmy Sewell 6/11/91 Answer due on 7/1/91 for Jimmy Sewell (former empl) (Entered: 06/20/1991)
06/14/1991	33	AFFIDAVIT of Matthew Ogunsile Re: [30-1] motion for summary judgment (former empl) (Entered: 06/20/1991)
06/14/1991	34	AFFIDAVIT by Jimmy Sewell Re: [30-1] motion for summary judgment (former empl) (Entered: 06/20/1991)
06/14/1991	35	AFFIDAVIT of Charles Brock Re: [30-1] motion for summary judgment (former empl) (Entered: 06/20/1991)
06/20/1991	36	AFFIDAVIT of Mary Ann Sanders Re: [30-1] motion for summary judgment (former empl) (Entered: 06/20/1991)
06/20/1991	37	AFFIDAVIT of John Mills Re: [30-1] motion for summary judgment (former empl) (Entered: 06/20/1991)
06/27/1991	38	ORDER, Response to motion reset to 7/30/91 for [30-1] motion for summary judgment ( signed by Magistrate Robert S. Carr ) eod & mld 6-27-91 (former empl) (Entered: 06/27/1991)

07/09/1991	39	AFFIDAVIT of L.R. Arrowood Re: [30-1] motion for summary judgment (former empl) Modified on 07/18/1991 (Entered: 07/18/1991)
07/09/1991	40	AFFIDAVIT of Timothy McAdams Re: [30-1] motion for summary judgment (former empl) (Entered: 07/18/1991)
07/15/1991	41	MOTION by Leon Ray Solesbee Jr. to consolidate cases (former empl) (Entered: 07/18/1991)
07/15/1991	42	AFFIDAVIT by Leon Ray Solesbee Jr. Re: [30-1] motion for summary judgment w/attachments. (former empl) (Entered: 07/18/1991)
07/15/1991	43	AFFIDAVIT by Leon Ray Solesbee Jr. Re: [30-1] motion for summary judgment w/attachments. (former empl) (Entered: 07/18/1991)
07/15/1991	44	AFFIDAVIT by Leon Ray Solesbee Jr. Re: [30-1] motion for summary judgment & w/attachments. (former empl) (Entered: 07/18/1991)
07/29/1991		Minute entry: statistically staying [15-1] motion for request of documents pursuant to Rule 34 FRCP statistically staying [24-1] motion to compel production of documents denying [27-1] motion for permission to do an oral deposition by tape recording parties denying [28-1] motion for an order addressed to SCDC to provide pltf free photo copying services of pltf's legal material statistically staying [29-1] motion to compel production of interrogatories (former empl) (Entered: 04/17/1992)
08/06/1991		Minute entry:, Specific Document Filing (supplemental response to the deft's motion for s/j) 10/1/91 for Leon Ray Solesbee Jr. (former empl) (Entered: 09/13/1991)
08/06/1991		Minute entry: granting [20-1] motion for leave of Ct to consolidate 2 defts cases pursuant to FRCP 42 (former empl) (Entered: 04/08/1992)
08/06/1991	46	ORDER granting [41-1] motion to consolidate cases. This matter is consolidated with C/A6:90-2488-98J. Defts are to identify all of the officers who were on duty in the vicinity of the attachk on pltf as well as those who assisted in stoping the attack. They also shall produce cc of the relevant incident reports, the requested policies concerning duties of security personnel in conjunction w/inmate attacks, & cc's of all logs for all areas in which the pltf. was attacked on 4-9-98 . Such production shall be accomplished w/i 30 days hereof, & the pltf may file any supplemental response to the pending motion for s/j by 10-1-91. ( signed by Magistrate Robert S. Carr ) eod & mld 8-7-91. (former empl) (Entered: 08/07/1991)
08/06/1991		Consolidated Lead Case (former empl) (Entered: 08/07/1991)
09/04/1991	47	REPLY by Jimmy Sewell to [46-1] order (deft's response to interrogatories & requestfor production propounded by the Ct.). (former empl) (Entered: 09/13/1991)
10/01/1991	48	RESPONSE by plaintiff Leon Ray Solesbee Jr. in opposition to [30-1] motion for summary judgment (former empl) (Entered: 08/03/1993)
11/06/1991	49	ORDER directing the Clerk to file the pltf' amended complaint &

		granting [23-1] motion for leave to file amended complaint, the pltf shall take whatever steps are necessary to perfect svc of the amended cmp, the defts may avoid filing an amended answer or s/j motion by advising the Ct and pltf in writing that they intend to rely on the orig. pleadings and the pltf shall have 60 days from hereof to respond to the pending motion for s/j Specific Document Filing 1/6/92 for Leon Ray Solesbee Jr. ( signed by Magistrate Robert S. Carr ) eod & mld 11-8-91. (former empl) (Entered: 11/08/1991)
11/06/1991	50	AMENDED COMPLAINT by Leon Ray Solesbee Jr. , (Answer due 11/18/91 for Jimmy Sewell ) amending [2-1] complaint against Richard Witkowski, Mary Ann Sanders, John . Mills, Larry Arrowood, Benjamin Hunter, Vernon Miller, Larry Keller, Jeff Henderson, Sarah Mills; jury demand (former empl) (Entered: 11/21/1991)
11/27/1991	51	AMENDED SUMMONS(ES) issued for Jimmy Sewell, Richard Witkowski, Mary Ann Sanders, John . Mills, Larry Arrowood, Benjamin Hunter, Vernon Miller, Larry Keller, Jeff Henderson, Sarah Mills, Brad Basic (former empl) (Entered: 12/03/1991)
12/10/1991	52	12-10-91 LETTER from defts to RSC dated 11-27-91, responding to instructions in 11-6-91 order. (former empl) (Entered: 12/13/1991)
12/17/1991	53	Return of service unexecuted as to Larry Arrowood (SCDC ret'd "cannont accept"). (former empl) (Entered: 12/24/1991)
12/17/1991	54	Return of service unexecuted as to Brad Basic (SCDC ret'd as "cannont accept"). (former empl) (Entered: 12/24/1991)
12/17/1991	55	Return of service unexecuted as to Sarah Mills (former empl) (Entered: 12/24/1991)
12/17/1991	56	Return of service unexecuted as to Jeff Henderson ("cannont accept"). (former empl) (Entered: 12/24/1991)
12/17/1991	57	RETURN OF SERVICE executed as to Jimmy Sewell 12/13/91 Answer due on 1/2/92 for Jimmy Sewell (former empl) (Entered: 12/24/1991)
12/17/1991	58	RETURN OF SERVICE executed as to Mary Ann Sanders 12/13/91 Answer due on 1/2/92 for Mary Ann Sanders (former empl) (Entered: 12/24/1991)
12/17/1991	59	RETURN OF SERVICE executed as to Richard Witkowski 12/13/91 Answer due on 1/2/92 for Richard Witkowski (former empl) (Entered: 12/24/1991)
12/17/1991	60	RETURN OF SERVICE executed as to John . Mills 12/13/91 Answer due on 1/2/92 for John . Mills (former empl) (Entered: 12/24/1991)
12/17/1991	61	RETURN OF SERVICE executed as to Benjamin Hunter 12/13/91 Answer due on 1/2/92 for Benjamin Hunter (former empl) (Entered: 12/24/1991)
12/17/1991	62	RETURN OF SERVICE executed as to Vernon Miller 12/13/91 Answer

		due on 1/2/92 for Vernon Miller (former empl) (Entered: 12/24/1991)
12/17/1991	63	Return of service unexecuted as to Larry Keller ("cannot accept"). (former empl) (Entered: 12/24/1991)
12/18/1991	64	MEMORANDUM by Leon Ray Solesbee Jr. in opposition to [30-1] motion for summary judgment (former empl) (Entered: 12/24/1991)
03/02/1992	65	MOTION by Leon Ray Solesbee Jr. to amend [64-1] opposition memorandum (former empl) (Entered: 03/02/1992)
07/01/1992	66	ORDER granting [65-1] motion to amend [64-1] opposition memorandum, Response to motion reset to 7/31/92 for [30-1] motion for summary judgment ( signed by Magistrate Judge Robert S. Carr ) eod & mld 7-1-92. (former empl) (Entered: 07/01/1992)
07/31/1992	67	MEMORANDUM by plaintiff Leon Ray Solesbee Jr. in opposition to [30-1] motion for summary judgment (former empl) (Entered: 08/14/1992)
10/22/1992	68	REPORT AND RECOMMENDATIONS of Magistrate Judge Robert S. Carr . RECOMMENDED that the defts' summary judgment motion as to any 8th amendment claims based upon negligence and 14th amendment claims be granted and summary judgment as to the 8th amendment claims be denied. Case no longer referred to Magistrate Judge Robert S. Carr Objections to R and R due by 11/5/92 eod & mld 10-26-92. (former empl) (Entered: 10/26/1992)
12/09/1992	69	ORDER granting [68-1] report and recommendations granting in part, denying in part [30-1] motion for summary judgment ( signed by Judge Dennis W. Shedd ) eod & mld 12-10-92. (former empl) (Entered: 12/18/1992)
02/17/1993	70	MOTION by plaintiff Leon Ray Solesbee Jr. to compel (mflo) (Entered: 02/25/1993)
02/17/1993		** Added MO-MCC flag indicating motion(s) referred to Magistrate Judge McCrorey. (mflo) (Entered: 02/25/1993)
02/17/1993	71	MOTION by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic to Take Depositions of Leon Ray Solesbee, Raymond Bennefield, James Reed, Bruce Howell, Billy Larkin, Roger Dale Johnson and Micky Dean Robinson (mflo) (Entered: 02/25/1993)
02/17/1993		** Removed Magistrate motion flag. (mflo) (Entered: 02/25/1993)
02/17/1993		Motion(s) referred: [71-1] motion to Take Depositions of Leon Ray Solesbee, Raymond Bennefield, James Reed, Bruce Howell, Billy Larkin, Roger Dale Johnson and Micky Dean Robinson referred to Magistrate Judge Robert S. Carr (mflo) (Entered: 02/25/1993)

02/17/1993		Motion(s) referred: [70-1] motion to compel referred to Magistrate Judge Robert S. Carr (mflo) (Entered: 02/25/1993)
02/17/1993		** Added MO-CAR flag indicating motion(s) referred to Magistrate Judge Carr. (mflo) (Entered: 02/25/1993)
02/17/1993		CASE REFERRED to Magistrate Judge Robert S. Carr (mflo) (Entered: 02/25/1993)
02/26/1993	70	MOTION by plaintiff Leon Ray Solesbee Jr. to compel production of documents (former empl) Modified on 08/06/1993 (Entered: 08/03/1993)
02/26/1993		Motion(s) referred: [70-1] motion to compel production of documents referred to Magistrate Judge Robert S. Carr (former empl) Modified on 08/06/1993 (Entered: 08/03/1993)
02/26/1993	71	MOTION by plaintiff Leon Ray Solesbee Jr. for reconsideration of [8-1] order (former empl) Modified on 08/06/1993 (Entered: 08/03/1993)
02/26/1993		Motion(s) referred: [71-1] motion for reconsideration of [8-1] order referred to Magistrate Judge Robert S. Carr (former empl) Modified on 08/06/1993 (Entered: 08/03/1993)
02/26/1993	72	MEMORANDUM by plaintiff Leon Ray Solesbee Jr. in support of [71-1] motion for reconsideration of [8-1] order (former empl) Modified on 08/06/1993 (Entered: 08/03/1993)
03/04/1993	73	MEMORANDUM by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Jimmy . Brown, defendant Matthew . Ogunsile in opposition to [70-1] motion to compel production of documents (former empl) (Entered: 09/21/1993)
03/05/1993	72	MOTION by plaintiff Leon Ray Solesbee Jr. to amend [2-1] complaint (jada) (Entered: 03/08/1993)
03/05/1993	74	MOTION by plaintiff Leon Ray Solesbee Jr. for default judgment against Jimmy Sewell, Richard Witkowski, Mary Ann Sanders, John . Mills, Larry Arrowood, Benjamin Hunter, Vernon Miller, Larry Keller, Jeff Henderson, Sarah Mills, Brad Basic (jada) (Entered: 03/08/1993)
03/05/1993	75	AFFIDAVIT by plaintiff Leon Ray Solesbee Jr. Re: [74-1] motion for default judgment against Jimmy Sewell, Richard Witkowski, Mary Ann Sanders, John . Mills, Larry Arrowood, Benjamin Hunter, Vernon Miller, Larry Keller, Jeff Henderson, Sarah Mills, Brad Basic (jada) (Entered: 03/08/1993)
03/05/1993	76	Request for Default by plaintiff Leon Ray Solesbee Jr. as to defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic

		(jada) (Entered: 03/08/1993)
03/05/1993		Motion(s) referred: [74-1] motion for default judgment against Jimmy Sewell, Richard Witkowski, Mary Ann Sanders, John . Mills, Larry Arrowood, Benjamin Hunter, Vernon Miller, Larry Keller, Jeff Henderson, Sarah Mills, Brad Basic referred to Magistrate Judge Robert S. Carr (jada) (Entered: 03/08/1993)
03/05/1993		Motion(s) referred: [72-1] motion to amend [2-1] complaint referred to Magistrate Judge Robert S. Carr (jada) (Entered: 03/08/1993)
03/05/1993		MOTIONS HEARING(RSC/pf) denying [74-1] motion for default judgment against Jimmy Sewell, Richard Witkowski, Mary Ann Sanders, John . Mills, Larry Arrowood, Benjamin Hunter, Vernon Miller, Larry Keller, Jeff Henderson, Sarah Mills, Brad Basic, granting [71-1] motion to Take Depositions of Leon Ray Solesbee, Raymond Bennfield, James Reed, Bruce Howell, Billy Larkin, Roger Dale Johnson and Micky Dean Robinson, adding Virgil Jefferies and Donnie Gibson; granting in part, denying in part [70-1] motion to compel; counsel for the defts to submit motion to be relieved as counsel w/in 10 days;disc 60 days until 6/5/93; motion to amend will be discussed at that time;pltf to submit costs to Judge as far as sanctions (jada) (Entered: 03/10/1993)
03/05/1993		Motion(s) no longer referred: [74-1] motion for default judgment against Jimmy Sewell, Richard Witkowski, Mary Ann Sanders, John . Mills, Larry Arrowood, Benjamin Hunter, Vernon Miller, Larry Keller, Jeff Henderson, Sarah Mills, Brad Basic no longer referred to Magistrate Judge Robert S. Carr (jada) (Entered: 03/10/1993)
03/05/1993		Motion(s) no longer referred: [71-1] motion to Take Depositions of Leon Ray Solesbee, Raymond Bennfield, James Reed, Bruce Howell, Billy Larkin, Roger Dale Johnson and Micky Dean Robinson no longer referred to Magistrate Judge Robert S. Carr (jada) (Entered: 03/10/1993)
03/05/1993		Motion(s) no longer referred: [70-1] motion to compel no longer referred to Magistrate Judge Robert S. Carr (jada) (Entered: 03/10/1993)
03/05/1993		Deadline updated; set discovery due for 6/5/93 (jada) (Entered: 03/10/1993)
03/12/1993	78	AFFIDAVIT of Leon Ray Solesbee by plaintiff Leon Ray Solesbee Jr. Re: Claim of Award of expenses (mflo) (Entered: 03/23/1993)
03/12/1993	79	MOTION by plaintiff Leon Ray Solesbee Jr. to Take Deposition upon written questions (mflo) Modified on 03/23/1993 (Entered: 03/23/1993)
03/12/1993		Motion(s) referred: [79-1] motion to Take Deposition upon written questions referred to Magistrate Judge Robert S. Carr (mflo) (Entered: 03/23/1993)
03/15/1993	82	3-15-93 LETTER from Ronald K. Wray, II, Esquire dated 3-11-93 to RSC. (former empl) (Entered: 04/21/1993)
03/29/1993		Status conference/Motions Hearing set at 3:00 4/2/93 before Magistrate

		Judge Robert S. Carr in Columbia. (former empl) (Entered: 03/30/1993)
03/31/1993	81	3-31-93 LETTER from Michael T. Smith, Esq. dated 3-30-93 advising the court that he in no longer employed with the Watkins Firm and due to the change in employment he is no longer assisting Howard Boyd in the defense of this case. (former empl) (Entered: 04/21/1993)
04/02/1993		Motion hearing re: [79-1] motion to Take Deposition upon written questions, [72-1] motion to amend [2-1] complaint before USMgJ Robert S. Carr: Both motions granted with defts.' consent. Court sets schedule: Discovery to be completed by 6/5/93; motions due by 7/5/93; case ready for trial by 8/5/93. Plaintiff's affidavit for award of expenses objected to by defendant as to \$55.40--Court holds ruling in abeyance as to this amount until disposition of case; Court orders deft to send plaintiff \$50.00 money order as costs assessment. Parties encouraged to respond to each others motions to avoid formal hearings such as this. Plaintiff motions for copy of Clerk's minutes--Court directs Clerk to mail copy of docket entries. Parties handed Consent to Magistrate Trial forms and rights explained by Court. (Tape #1:54-1707) (bwil) (Entered: 04/05/1993)
04/02/1993		Minute entry: granting [79-1] motion to Take Deposition upon written questions, granting [72-1] motion to amend [2-1] complaint with consent of plaintiff. (bwil) (Entered: 04/05/1993)
04/02/1993		Motion(s) no longer referred: [79-1] motion to Take Deposition upon written questions no longer referred to Magistrate Judge Robert S. Carr (bwil) (Entered: 04/05/1993)
04/02/1993		Motion(s) no longer referred: [72-1] motion to amend [2-1] complaint no longer referred to Magistrate Judge Robert S. Carr (bwil) (Entered: 04/05/1993)
04/02/1993		** Removed MO-CAR flag. (bwil) (Entered: 04/05/1993)
04/02/1993		** Added MAG flag indicating Magistrate Judge involvement. (bwil) (Entered: 04/05/1993)
04/02/1993		Deadline updated; set motion filing deadline for 7/5/93 , set discovery due for 6/5/93, set jury selection ready for 8/5/93 (bwil) (Entered: 04/05/1993)
04/20/1993	83	AMENDED COMPLAINT by plaintiff Leon Ray Solesbee Jr. , Service due by 5/20/93 for Brad Basic, for Sarah Mills, for Jeff Henderson, for Larry Keller, for Vernon Miller, for Benjamin Hunter, for Larry Arrowood, for John . Mills, for Mary Ann Sanders, for Richard Witkowski, for Jimmy Sewell amending [50-1] amended complaint against defendant Lillian . Westfield, Jimmy . Brown, Matthew . Ogunsile; jury demand (former empl) (Entered: 05/18/1993)
04/20/1993		** Added JURY-P Flag indicating jury demand request by plaintiff. (former empl) (Entered: 05/18/1993)
04/29/1993	85	ANSWER by defendant Jimmy Sewell, defendant Richard Witkowski,

		defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic (Attorney, Ronald K. Wray, II and W. Howard Boyd, Jr. ) to second amended complaint (former empl) Modified on 05/18/1993 (Entered: 05/18/1993)
05/06/1993	86	SUPPLEMENTAL ANSWER to Interrogatories by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic (former empl) (Entered: 05/18/1993)
05/06/1993	87	5-6-93 LETTER from pltf. dated 5-4-93 regarding the omission of defendant Vernon Martin in the 2nd amended complaint. (former empl) (Entered: 05/18/1993)
05/14/1993	88	REPLY by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic to [87-1] remark (former empl) (Entered: 05/18/1993)
05/17/1993	89	MOTION and AFFIDAVIT by plaintiff Leon Ray Solesbee Jr. to extend discovery time (former empl) (Entered: 05/18/1993)
05/17/1993		** Added MO-CAR flag indicating motion(s) referred to Magistrate Judge Carr. (former empl) (Entered: 05/18/1993)
05/17/1993		Motion(s) referred: [89-1] motion to extend discovery time referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 05/18/1993)
05/18/1993	90	SUMMONS(ES) issued for defendant Lillian . Westfield, defendant Jimmy . Brown, defendant Matthew . Ogunsile (former empl) (Entered: 05/18/1993)
06/02/1993	91	RETURN OF SERVICE executed as to defendant Matthew . Ogunsile 5/25/93 Answer due on 6/14/93 for Matthew . Ogunsile (former empl) (Entered: 06/08/1993)
06/02/1993	92	MOTION by plaintiff Leon Ray Solesbee Jr. to compel production of documents , and for sanctions (former empl) (Entered: 06/08/1993)
06/02/1993		Motion(s) referred: [92-1] motion to compel production of documents referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 06/08/1993)
06/02/1993		Motion(s) referred: [92-2] motion for sanctions referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 06/08/1993)
06/03/1993	95	CONSENT to trial by Magistrate by defendant Jimmy Sewell, plaintiff Leon Ray Solesbee Jr., defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry

		Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Lillian . Westfield, defendant Jimmy . Brown, defendant Matthew . Ogunsile (former empl) (Entered: 06/15/1993)
06/07/1993	96	ANSWER by defendant Matthew . Ogunsile (Attorney W. Howard Boyd Jr., Ronald K. Wray II) to second amended complaint (former empl) (Entered: 06/18/1993)
06/10/1993	93	MOTION by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Matthew . Ogunsile for protective order (jada) (Entered: 06/14/1993)
06/10/1993		Motion(s) referred: [93-1] motion for protective order referred to Magistrate Judge Robert S. Carr (jada) (Entered: 06/14/1993)
06/10/1993	94	AFFIDAVIT of Joe Martin Re: [93-1] motion for protective order (jada) (Entered: 06/14/1993)
06/10/1993	73	MEMORANDUM by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Matthew . Ogunsile in support of [93-1] motion for protective order (former empl) (Entered: 08/03/1993)
06/17/1993	97	ORDER REFERRING CASE to Magistrate Judge Robert S. Carr for all further proceedings and the entry of judgment. ( signed by Judge Dennis W. Shedd ) mld 6-18-93. (former empl) (Entered: 06/18/1993)
06/17/1993		** Add CONSENT flag (former empl) (Entered: 06/18/1993)
06/28/1993	98	ANSWER by defendant Jimmy . Brown (Attorney W. Howard Boyd Jr., Ronald K. Wray II) to second amended complaint. (former empl) (Entered: 07/06/1993)
07/07/1993	99	THIRD AMENDED SUMMONS(ES) issued for defendant Lillian . Westfield, defendant Jimmy . Brown (Second attempt at service) (former empl) Modified on 07/08/1993 (Entered: 07/07/1993)
07/08/1993	100	MOTION by plaintiff Leon Ray Solesbee Jr. in limine to exclude any mention by counsel of certain subject matters during the course of the trial See motion for specific matters. Certificate of service attached. (former empl) (Entered: 07/09/1993)
07/08/1993		Motion(s) referred: [100-1] motion in limine to exclude any mention by counsel of certain subject matters during the course of the trial referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 07/09/1993)
07/08/1993		Deadline updated; Response to motion reset to 7/24/93 for [100-1] motion in limine to exclude any mention by counsel of certain subject matters during the course of the trial (former empl) (Entered: 07/09/1993)

07/08/1993	101	MOTION by plaintiff Leon Ray Solesbee Jr. for changes and signing of deposition (former empl) (Entered: 07/09/1993)
07/08/1993		Motion(s) referred: [101-1] motion for changes and signing of deposition referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 07/09/1993)
07/08/1993		Deadline updated; Response to motion reset to 7/24/93 for [101-1] motion for changes and signing of deposition (former empl) (Entered: 07/09/1993)
07/14/1993		Minute entry: granting plaintiff's [89-1] motion to extend discovery time until July 5, 1993 per direction from Magistrate Judge Carr's office. (former empl) Modified on 07/14/1993 (Entered: 07/14/1993)
07/14/1993		Motion(s) no longer referred: [89-1] motion to extend discovery time no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 07/14/1993)
07/15/1993	102	ORDER granting [89-1] motion to extend discovery time until July 5, 1993. ( signed by Magistrate Judge Robert S. Carr ) EOD & MLD 7/15/93 (former empl) (Entered: 07/15/1993)
07/15/1993	103	FOURTH MOTION by defendant Jimmy Sewell to compel Production of Documents and Answers to Interrogatories (former empl) (Entered: 07/15/1993)
07/15/1993		Motion(s) referred: [103-1] motion to compel Production of Documents and Answers to Interrogatories referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 07/15/1993)
07/15/1993		Deadline updated; Response to motion reset to 7/30/93 for [103-1] motion to compel Production of Documents and Answers to Interrogatories (former empl) (Entered: 07/15/1993)
07/17/1993	74	MEMORANDUM by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Jimmy . Brown, defendant Matthew . Ogunsile in opposition to [100-1] motion in limine to exclude any mention by counsel of certain subject matters during the course of the trial (former empl) (Entered: 08/03/1993)
07/27/1993	75	RETURN OF SERVICE executed as to defendant Jimmy . Brown 7/22/93 Answer due on 8/11/93 for Jimmy . Brown (former empl) (Entered: 08/03/1993)
07/28/1993	76	Return of service unexecuted as to defendant Lillian . Westfield (former empl) (Entered: 08/03/1993)
07/29/1993	77	MEMORANDUM by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant

		Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Jimmy . Brown, defendant Matthew . Ogunsile in opposition to [103-1] motion to compel Production of Documents and Answers to Interrogatories (former empl) (Entered: 08/03/1993)
09/01/1993	78	ORDER granting in part, denying in part [103-1] motion to compel Production of Documents and Answers to Interrogatories; granting in part as to the plaintiff's request for the mental health records of Mark Houston, and Houston's prison records, with protective order provisions on the records of Mr. Houston and limited production of prior lawsuit information, and denied in part as to the request of copies of the SCDC Academic Training Courses, granting [101-1] motion for changes and signing of deposition, denying [100-1] motion in limine to exclude any mention by counsel of certain subject matters during the course of the trial but the plaintiff may renew his objection to such evidence if the deflt. attempts to use the evidence at trial, denying [93-1] motion for protective order, granting in part, denying in part [92-1] motion to compel production of documents is consolidated with the one filed on 7/15/93, and discussed infra., denying [92-2] motion for sanctions at this time, but the pltf. may renew the motion at the conclusion of the case if he is so inclined, denying [71-1] motion for reconsideration of [8-1] order, granting [70-1] motion to compel production of documents. ( signed by Magistrate Judge Robert S. Carr ) eod and mld 9/7/93 (former empl) Modified on 09/07/1993 (Entered: 09/07/1993)
09/01/1993		Motion(s) no longer referred: [70-1] motion to compel production of documents no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/07/1993)
09/01/1993		Motion(s) no longer referred: [71-1] motion for reconsideration of [8-1] order no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/07/1993)
09/01/1993		Motion(s) no longer referred: [92-2] motion for sanctions no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/07/1993)
09/01/1993		Motion(s) no longer referred: [92-1] motion to compel production of documents no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/07/1993)
09/01/1993		Motion(s) no longer referred: [93-1] motion for protective order no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/07/1993)
09/01/1993		Motion(s) no longer referred: [100-1] motion in limine to exclude any mention by counsel of certain subject matters during the course of the trial no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/07/1993)
09/01/1993		Motion(s) no longer referred: [101-1] motion for changes and signing of deposition no longer referred to Magistrate Judge Robert S. Carr (former

		empl) (Entered: 09/07/1993)
09/01/1993		Motion(s) no longer referred: [103-1] motion to compel Production of Documents and Answers to Interrogatories no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/07/1993)
09/01/1993		** Removed MO-CAR flag. (former empl) (Entered: 09/07/1993)
09/15/1993	79	ANSWER by defendant Jimmy Sewell, plaintiff Leon Ray Solesbee Jr., defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Jimmy . Brown, defendant Matthew . Ogunsile (Attorney ) to correction to the second amended complaint (former empl) (Entered: 09/21/1993)
09/22/1993	74	MOTION by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Jimmy . Brown, defendant Matthew . Ogunsile for reconsideration of [78-1] order (former empl) (Entered: 09/30/1993)
09/22/1993		Motion(s) referred: [74-1] motion for reconsideration of [78-1] order referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/30/1993)
09/22/1993		** Added MO-CAR flag indicating motion(s) referred to Magistrate Judge Carr. (former empl) (Entered: 09/30/1993)
09/22/1993		Deadline updated; Response to motion reset to 10/8/93 for [74-1] motion for reconsideration of [78-1] order (former empl) (Entered: 09/30/1993)
09/22/1993	75	MEMORANDUM by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Jimmy . Brown, defendant Matthew . Ogunsile in support of [74-1] motion for reconsideration of [78-1] order (former empl) (Entered: 09/30/1993)
09/27/1993	76	THIRD MOTION by plaintiff Leon Ray Solesbee Jr. to amend [83-1] amended complaint to add officers Lillian Bowman and John Douglas as addiitional defendants (former empl) (Entered: 09/30/1993)
09/27/1993		Motion(s) referred: [76-1] motion to amend [83-1] amended complaint to add officers Lillian Bowman and John Douglas as addiitional defendants referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/30/1993)
09/27/1993	77	MEMORANDUM by plaintiff Leon Ray Solesbee Jr. in support of [76-1] motion to amend [83-1] amended complaint to add officers Lillian Bowman and John Douglas as addiitional defendants (former empl)

		(Entered: 09/30/1993)
09/27/1993	78	FIFTH MOTION by plaintiff Leon Ray Solesbee Jr. to compel defendants to answer interrogatories and produce requested documents and answer deposition upon written questions Exhibits attached. (former empl) Modified on 09/30/1993 (Entered: 09/30/1993)
09/27/1993		Motion(s) referred: [78-1] motion to compel defendants to answer interrogatories and produce requested documents and answer deposition upon written questions referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/30/1993)
09/27/1993	79	MEMORANDUM by plaintiff Leon Ray Solesbee Jr. in support of [78-1] motion to compel defendants to answer interrogatories and produce requested documents and answer deposition upon written questions (former empl) (Entered: 09/30/1993)
09/27/1993		Deadline updated; Response to motion reset to 10/13/93 for [76-1] motion to amend [83-1] amended complaint to add officers Lillian Bowman and John Douglas as addiitional defendants (former empl) (Entered: 09/30/1993)
09/27/1993		Deadline updated; Response to motion reset to 10/13/93 for [78-1] motion to compel defendants to answer interrogatories and produce requested documents and answer deposition upon written questions (former empl) (Entered: 09/30/1993)
10/08/1993	80	MEMORANDUM by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Jimmy . Brown, defendant Matthew . Ogunsile in opposition to [76-1] motion to amend [83-1] amended complaint to add officers Lillian Bowman and John Douglas as addiitional defendants (former empl) (Entered: 10/15/1993)
10/08/1993	81	MEMORANDUM by defendant Jimmy Sewell, defendant Richard Witkowski, defendant Mary Ann Sanders, defendant John . Mills, defendant Larry Arrowood, defendant Benjamin Hunter, defendant Vernon Miller, defendant Larry Keller, defendant Jeff Henderson, defendant Sarah Mills, defendant Brad Basic, defendant Jimmy . Brown, defendant Matthew . Ogunsile in opposition to [78-1] motion to compel defendants to answer interrogatories and produce requested documents and answer deposition upon written questions (former empl) (Entered: 10/15/1993)
10/14/1993	82	ORDER that on October 11, 1993, the court received and reviewed the psychiatric and mental health records of Mark Houston, and finding nothing of a medical nature to reflect the Houston might be a danger to himself or others, the plaintiff's request for the production of documents of these records is denied. ( signed by Magistrate Judge Robert S. Carr ) eod and mld 10/15/93 (former empl) (Entered: 10/15/1993)

12/09/1993		Status conference set at 4:00 1/7/94 before Magistrate Judge Robert S. Carr (former empl) (Entered: 12/09/1993)
12/10/1993		Status conference set at 11:00 1/7/94 before Magistrate Judge Robert S. Carr (former empl) (Entered: 12/10/1993)
01/07/1994		Oral order: Hearing granting [78-1] motion to compel defendants to answer interrogatories and produce requested documents and answer deposition upon written questions, withdrawing [76-1] motion to amend [83-1] amended complaint to add officers Lillian Bowman and John Douglas as additional defendants, withdrawing-Attorney, Boyd submit letter that Clerk clarify record of 9/1/93 [74-1] motion for reconsideration of [78-1] order; Jury Drawn in Columbia on 2/7/94; Pre-trial conference to be set; Trail date to be set ( by Magistrate Judge Robert S. Carr/Jane Wolper,ESR ) (mpas) (Entered: 01/21/1994)
01/19/1994	83	CONSENT ORDER, changing venue of this action from the Greenville to the Columbia division (individual consent of each party attached) ( signed by Magistrate Judge Robert S. Carr ) eod and mld 1/20/94 (former empl) (Entered: 01/20/1994)
02/01/1994	84	MOTION by plaintiff Leon Ray Solesbee Jr. for leave of the court to issue subpoenas for persons listed in proposed list of witnesses and exhibits (former empl) (Entered: 02/02/1994)
02/01/1994		Motion(s) referred: [84-1] motion for leave of the court to issue subpoenas for persons listed in proposed list of witnesses and exhibits referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 02/02/1994)
02/07/1994	85	ORDER granting [84-1] motion for leave of the court to issue subpoenas for persons listed in proposed list of witnesses and exhibits. The court is directed to issue subpoenas for specific witnesses-see order for complete list. The subpoenas shall not be issued in blank, but completed with the following directions (see order). The plaintiff shall be responsible for service. Service may be had on defense counsel for any defendants subject to the subpoenas. ( signed by Magistrate Judge Robert S. Carr ) eod 2/7/94, mld 2/8/94 (former empl) (Entered: 02/07/1994)
02/07/1994		Motion(s) no longer referred: [84-1] motion for leave of the court to issue subpoenas for persons listed in proposed list of witnesses and exhibits no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 02/07/1994)
02/07/1994		** Removed MO-CAR flag. (former empl) (Entered: 02/07/1994)
02/11/1994		Jury selection held before Magistrate Judge Robert S. Carr/Pat Fernandez. Jury sworn. Trial to commence 10:00 a.m., 2/14/94. (former empl) (Entered: 02/11/1994)
02/11/1994		Pre-trial conference held before Magistrate Judge Robert S. Carr/Pat Fernandez. Plaintiff's motion to sequester defendants - denied. Court orders that witnesses be sequestered. (former empl) (Entered: 02/11/1994)

		02/11/1994)
02/14/1994		Jury trial held before Magistrate Judge Robert S. Carr/Pat Fernandez. Witnesses sequestered. Witnesses & exhibits. (former empl) (Entered: 02/15/1994)
02/15/1994		Jury trial continues before Magistrate Judge Robert S. Carr/Pat Fernanadez. (former empl) (Entered: 02/15/1994)
02/16/1994		Jury trial continues before Magistrate Judge Robert S. Carr/Pat Fernandez, Court Reporter. Oral Motion by defendants for Judgment as a Matter of Law - Granted as to defendants, Sanders, Keller, Henderson, Arrowood, Hunter Brown and Miller. (Defendant Westfield was previously dismissed) Trial proceeds as to defendants, Sewell, Basic, Witkowski, John Mills, Sue Mills, and Ogunsile. (former empl) (Entered: 02/17/1994)
02/17/1994		Jury trial held before Magistrate Judge Robert S. Carr (Pat Fernandez, Court Reporter) Jury arguments, charge and deliberations. (former empl) Modified on 02/18/1994 (Entered: 02/18/1994)
02/17/1994	86	JURY VERDICT for plaintiff Leon Ray Solesbee Jr. against Brad Basic \$16,500.00 Actual Damages, \$16,500.00 Punitive Damages; against Richard Witkowski \$40,000.00 Actual Damages and \$40,000.00 Punitive Damages; John Mills \$16,500.00 Actual Damages and \$16,500.00 Punitive Damages, Sue Mills, \$10,000.00 Actual Damages and \$10,000.00 Punitive Damages, Matthew Ogunsile \$16,500.00 Actual Damages and \$16,500.00 Punitive Damages and for the defendant, Jimmy Sewell, Signed, Marilyn Russell, Foreperson. (former empl) (Entered: 02/18/1994)
02/17/1994		Oral order: ( by Magistrate Judge Robert S. Carr ) that there is no just reason for delay, the Clerk of Court is expressly directed to enter judgment on the jury verdict forthwith. (former empl) Modified on 02/18/1994 (Entered: 02/18/1994)
02/18/1994	87	JUDGMENT for plaintiff Leon Ray Solesbee Jr. against defendant Richard Witkowski \$40,000.00 Actual Damages and \$40,000.00 Punitive Damages, defendant John Mills \$16,500.00 Actual Damages nad \$16,500.00 Punitive Damages, defendant Sue Mills \$10,000.00 Actual Damages and !0,000.00 Punitive Damages, defendant Brad Basic \$16,500.00 Actual Damages and \$16,500.00 Punitive Damges, defendant Matthew Ogunsile \$16,500.00 Actual Damages and \$16,500.00 Punitive Damages, with interest at 3.74 per cent as provided by law and his costs of action. Further ordered that as to the defendant, Jimmy Sewell, plaintiff take nothing and action be dismissed on the merits. Further ordered that the defendant having moved for Judgment as a Matter of Law and the court having granted same as to defendants, Mary Ann Sanders, Larry Arrowood, Benjamin H unter, Vernon Miller, Larry Keller, Jeff Henderson that plaintiff take nothing and the action be dismissed on the merits. It is further ordered that the plaintiff take nothing and the action be dismissed on the merits as to defendant, Lillian

		Westfield. EOD: 2/18/94. mld. (former empl) Modified on 02/18/1994 (Entered: 02/18/1994)
02/25/1994	88	SCHEDULING ORDER, that the plaintiff shall submit to the court and the defendants the specifics of his request for declaratory relief by 3/10/94 Specific Document Filing 3/10/94 for Leon Ray Solesbee Jr. The defendants shall file any responses thereto by 3/20/94, and a hearing shall be held in Columbia, SC on Tues., 3/29/94 at 10:30 on the plaintiff's request for declaratory relief and all timely filed post trial motions. ( signed by Magistrate Judge Robert S. Carr ) eod and mld 2/25/94 (former empl) (Entered: 02/25/1994)
02/25/1994		Status conference set at 10:30 3/29/94 before Magistrate Judge Robert S. Carr (former empl) (Entered: 02/25/1994)
02/28/1994	89	NOTICE of attorney appearance for plaintiff Leon Ray Solesbee Jr. by J. Christopher Mills (former empl) (Entered: 03/01/1994)
02/28/1994	90	MOTION by defendant Richard Witkowski, defendant John . Mills, defendant Sue Mills, defendant Brad Basic, defendant Matthew . Ogunsile for judgment notwithstanding the verdict, for new trial, to alter or amend the judgment, and to correct clerical mistake in judgment (former empl) (Entered: 03/03/1994)
02/28/1994		Motion(s) referred: [90-1] motion for judgment notwithstanding the verdict, for new trial, to alter or amend the judgment, and to correct clerical mistake in judgment referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 03/03/1994)
02/28/1994		Deadline updated; Response to motion reset to 3/15/94 for [90-1] motion for judgment notwithstanding the verdict, for new trial, to alter or amend the judgment, and to correct clerical mistake in judgment (former empl) (Entered: 03/03/1994)
02/28/1994	91	MEMORANDUM by defendant Richard Witkowski, defendant John . Mills, defendant Sue Mills, defendant Brad Basic, defendant Matthew . Ogunsile in support of [90-1] motion for judgment notwithstanding the verdict, for new trial, to alter or amend the judgment, and to correct clerical mistake in judgment (former empl) (Entered: 03/03/1994)
02/28/1994		** Added MO-CAR flag indicating motion(s) referred to Magistrate Judge Carr. (former empl) (Entered: 03/08/1994)
03/07/1994	92	Per a letter from Mr. Solesbee's attorney, the plaintiff formall withdraws his claim for declaratory relief. (former empl) (Entered: 03/08/1994)
03/07/1994		** Remove CONSENT flag (former empl) (Entered: 03/08/1994)
03/08/1994		Case closed (former empl) (Entered: 03/08/1994)
03/11/1994	93	MOTION by the plaintiff's attorney for attorney fees and costs (former empl) (Entered: 03/18/1994)
03/11/1994		Motion(s) referred: [93-1] motion for attorney fees and costs referred to

		Magistrate Judge Robert S. Carr (former empl) (Entered: 03/18/1994)
03/11/1994		Deadline updated; Response to motion reset to 3/26/94 for [93-1] motion for attorney fees and costs (former empl) (Entered: 03/18/1994)
03/11/1994	94	MEMORANDUM by the plaintiff's attorney in support of [93-1] motion for attorney fees and costs (former empl) (Entered: 03/18/1994)
03/23/1994	95	MEMORANDUM by defendant Richard Witkowski, defendant John . Mills, defendant Sue Mills, defendant Brad Basic, defendant Matthew . Ogunsile in opposition to [93-1] motion for attorney fees and costs (former empl) (Entered: 03/24/1994)
03/29/1994	96	MEMORANDUM by plaintiff Leon Ray Solesbee Jr. in opposition to [90-1] motion for judgment notwithstanding the verdict, for new trial, to alter or amend the judgment, and to correct clerical mistake in judgment (former empl) (Entered: 03/30/1994)
03/31/1994	97	MOTION by defendant Richard Witkowski, defendant John . Mills, defendant Sue Mills, defendant Brad Basic, defendant Matthew . Ogunsile for relief from judgment (former empl) (Entered: 04/01/1994)
03/31/1994		Motion(s) referred: [97-1] motion for relief from judgment referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 04/01/1994)
03/31/1994		Deadline updated; Response to motion reset to 4/15/94 for [97-1] motion for relief from judgment (former empl) (Entered: 04/01/1994)
03/31/1994	98	MEMORANDUM by defendant Richard Witkowski, defendant John . Mills, defendant Sue Mills, defendant Brad Basic, defendant Matthew . Ogunsile in support of [97-1] motion for relief from judgment (former empl) (Entered: 04/01/1994)
03/31/1994	99	AFFIDAVIT of John Trussell Re: [97-1] motion for relief from judgment (former empl) (Entered: 04/01/1994)
07/08/1994	100	AFFIDAVIT by J. Christopher Mills Re: [93-1] motion for attorney fees and costs (former empl) (Entered: 07/08/1994)
07/08/1994		Motion hearing before Magistrate Judge Carr, Jack Clark, Reporter, re: [97-1] motion for relief from judgment denied, [93-1] motion for attorney fees and costs to be addressed at the point that the appeal time elapses, [90-1] motion judgment notwithstanding the verdict denied, for new trial denied, to alter or amend the judgment denied, and to correct clerical mistake in judgment is moot (corrected). (former empl) (Entered: 07/11/1994)
07/08/1994		Minute entry (for hearing held 7/8/94): denying [97-1] motion for relief from judgment, denying [90-1] motion for judgment the verdict, denying motion for new trial, denying motion to alter or amend the judgment, and to correct clerical mistake in judgment is moot. (by Robert S. Carr, United States Magistrate Judge) (former empl) (Entered: 07/11/1994)
07/08/1994		Motion(s) no longer referred: [90-1] motion for judgment

		notwithstanding the verdict, for new trial, to alter or amend the judgment, and to correct clerical mistake in judgment no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 07/11/1994)
07/08/1994		Motion(s) no longer referred: [97-1] motion for relief from judgment no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 07/11/1994)
07/11/1994	101	JUDGMENT for plaintiff Leon Ray Solesbee Jr. against defendant Matthew . Ogunsile, defendant Brad Basic, defendant Sue Mills, defendant Richard Witkowski, defendant John . Mills by the denial of the listed defendants' motions for judgment notwithstanding the verdict, for new trial, to alter or amend the judgment, and for relief from the judgment. ( signed by Magistrate Judge Robert S. Carr ) eod and mld 7/11/94 (former empl) (Entered: 07/11/1994)
07/25/1994	102	NOTICE OF APPEAL by defendants Matthew Ogunsile, Jimmy Brown, Lillian Westfield, Brad Basic, Sue Mills, Jeff Henderson, Larry Keller, Vernon Miller, Jimmy Sewell, Richard Witkowski, Mary Ann Sanders, John Mills, Larry Arrowood, Benjamin Hunter Fee Status: PAID Transcript purchase order due on 8/18/94 (former empl) (Entered: 08/08/1994)
08/08/1994	103	Amended NOTICE OF APPEAL by defendants Matthew Ogunsile, Jimmy Brown, Lillian Westfield, Brad Basic, Sue Mills, Jeff Henderson, Larry Keller, Vernon Miller, Jimmy Sewell, Richard Witkowski, Mary Ann Sanders, John Mills, Larry Arrowood, Benjamin Hunter; re: [102-1] appeal (former empl) (Entered: 08/08/1994)
08/08/1994		Notice of appeal and certified copy of docket to USCA: [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile (former empl) (Entered: 08/08/1994)
08/10/1994	104	Docketing Statement for [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Brown, Matthew Ogunsile; indicates transcript necessary for appeal (former empl) (Entered: 08/15/1994)
08/10/1994	105	Transcript purchase order to Pat Fernandez-ESR re: [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile Transcript due 10/9/94 (former empl) (Entered: 08/15/1994)
08/22/1994		NOTICE of Docketing ROA from USCA Re: [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Westfield, Jimmy Brown, Matthew Ogunsile USCA NUMBER: 94-6916(db); received 4CCA 8/19/94

		(former empl) (Entered: 08/26/1994)
09/07/1994	106	TRANSCRIPT (VOLUME I) filed [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile for jury trial beginning 2/14/94 before Magistrate Judge Robert S. Carr/Pat Fernandez-ESR (former empl) (Entered: 09/19/1994)
09/07/1994	107	TRANSCRIPT (VOLUME II) filed [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile for jury trial 2/15/94 before Magistrate Judge Robert S. Carr/Pat Fernandez-ESR (former empl) (Entered: 09/19/1994)
09/07/1994	108	TRANSCRIPT (VOLUME III) filed [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile for jury trial 2/16/94 before Magistrate Judge Robert S. Carr/Pat Fernandez-ESR (former empl) (Entered: 09/19/1994)
09/07/1994	109	TRANSCRIPT (VOLUME IV) filed [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile for jury trial 2/17/94 before Magistrate Judge Robert S. Carr/Pat Fernandez-ESR (former empl) (Entered: 09/19/1994)
09/19/1994	110	Certificate that the Record on Appeal is Complete for [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile; forwarded to 4CCA with certified docket sheet (former empl) (Entered: 09/19/1994)
11/29/1994	112	TRANSCRIPT filed by John M. Clarke - Court Reporter re: [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile for hearing held 7/8/94 before Magistrate Judge Robert S. Carr (former empl) (Entered: 12/06/1994)
12/06/1994	113	Supplemental Certificate that the Record on Appeal is Complete for [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile (former empl) (Entered: 12/06/1994)
12/06/1994		USCA Case Number Re: [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad

		Basic, Lillian Westfield, Brown, Matthew Ogunsile USCA NUMBER: 94-6916(db) (former empl) (Entered: 12/06/1994)
06/02/1995	114	Opinion of the 4th Circuit re: [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Lillian Westfield, Jimmy Brown, Matthew Ogunsile: judgment of the district court affirmed in part, reversed in part (former empl) (Entered: 06/14/1995)
07/07/1995	115	JUDGMENT OF USCA (certified copy) Re: [102-1] appeal by Benjamin Hunter, Larry Arrowood, John Mills, Mary Ann Sanders, Richard Witkowski, Jimmy Sewell, Vernon Miller, Larry Keller, Jeff Henderson, Sue Mills, Brad Basic, Westfield, Jimmy Brown, Matthew Ogunsile affirms the judgment of the District Court with the exception of the judgment against Warden Witkowski, which is reversed (former empl) (Entered: 07/14/1995)
08/14/1995	116	SATISFACTION OF JUDGMENT (former empl) (Entered: 08/21/1995)
09/13/1995		Minute entry: mootng [93-1] motion for attorney fees and costs - resolved by attorneys (former empl) (Entered: 09/13/1995)
09/13/1995		** Removed MO-CAR flag. (former empl) (Entered: 09/13/1995)
09/13/1995		Motion(s) no longer referred: [93-1] motion for attorney fees and costs no longer referred to Magistrate Judge Robert S. Carr (former empl) (Entered: 09/13/1995)
09/13/1995	117	AMENDED JUDGMENT (upon reversal in part from 4CCA) for plaintiff Leon Ray Solesbee Jr. against defendants Matthew Ogunsile, Brad Basic, Sue Mills, John Mills Actual Damages: \$59,500.00 Punitive Damages: \$59,500.00 Interest (post-judgment): 3.74%; plaintiff Leon Ray Solesbee, Jr. shall take nothing of defendant Richard Witkowski; mld eod 9/13/95 ( signed by the Clerk ) (former empl) (Entered: 09/13/1995)
09/15/1995		CASE NO LONGER REFERRED TO Magistrate Judge Robert S. Carr Case removed from docket of Magistrate Judge Robert S. Carr (gjoh) (Entered: 09/15/1995)
10/24/1996	118	Received a letter from defense attorney giving court permission to destroy defense exhibits 18, 19, and 20 since the action is ended. (former empl) (Entered: 10/25/1996)

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
10/07/2005 15:14:18			
<b>PACER Login:</b>	hs0328	<b>Client Code:</b>	

<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	3:90-cv-02487-DWS
<b>Billable Pages:</b>	15	<b>Cost:</b>	1.20

---