

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

JEFFREY BARHAM, <u>et al.</u>	:	
Plaintiffs	:	
	:	
v.	:	Civil Action No. 02-CV-2283 (EGS)
	:	
CHIEF CHARLES H. RAMSEY, <u>et al.</u>	:	
Defendants	:	
	:	
	:	

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**SECOND AMENDED COMPLAINT**

Plaintiffs respectfully submit the following as their second amended complaint in this matter. The Second Amended Complaint consists of the First Amended Complaint, which is incorporated by reference herein, with the following additions/modifications:

*To the caption, add the following defendant:*

Peter Newsham  
in his individual capacity  
and in his official capacity as  
Assistant Chief of Police  
D.C. Metropolitan Police Department  
300 Indiana Ave., N.W.  
Washington, D.C. 20001

*After paragraph 49, insert the following as paragraph 49.1*

49.1 Defendant Assistant Chief PETER NEWSHAM, ESQ. is in charge of the Office of Professional Responsibility (OPR), an office which is described by the MPD as “the guardian of the Metropolitan Police Department’s reputation.” Assistant Chief NEWSHAM was physically present at the site of the mass arrests and political roundups and, in joint action with others, participated in the giving of the orders on the scene for officers to engage in the unconstitutional and unlawful conduct challenged herein. Mr. NEWSHAM is sued in both his official and individual capacity.

*In the Prayer for Relief, modify existing paragraph J to read:*

- J. Compensatory damages and punitive damages against Newsham, Ramsey, Williams, and the unknown named police officers sued in their individual capacities for violations of federal rights, pursuant to 42 U.S.C. § 1983 (if they are D.C. or state actors or in joint action with state or D.C. actors) or pursuant to Bivens v. Six Unknown Named Agents of the Federal Bureau of Narcotics (if they are federal agents or in joint action with federal agents) in an amount appropriate to the proof adduced at trial;

*In the Prayer for Relief, add*

- O. Punitive damages against the District of Columbia, in light of these extraordinary circumstances, in which District of Columbia policymakers and high officers adopted, participated, authorized, approved and/or ratified the unconstitutional policies that caused the damages in question.

Respectfully submitted,

/s/ Carl Messineo  
Carl Messineo (#450033)  
Mara Verheyden-Hilliard (#450031)

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