

**Live Database**  
**U.S. District Court – Eastern District of Tennessee (Greenville)**  
**CIVIL DOCKET FOR CASE #: 2:13-cv-00266-JRG-MCLC**

Prison Legal News v. Anderson et al  
Assigned to: District Judge J Ronnie Greer  
Referred to: Magistrate Judge Clifton L Corker  
Cause: 28:1983 Civil Rights

Date Filed: 10/10/2013  
Date Terminated: 07/21/2016  
Jury Demand: Plaintiff  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Prison Legal News**

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V.

**Defendant**

**Wayne Anderson**  
*In his official capacity*

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**Defendant**

**Sullivan County Sheriff's Office**

represented by **Daniel P Street**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Wayne Anderson**  
*In his individual capacity*

represented by **Daniel P Street**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Sullivan County, Tennessee**

represented by **Daniel P Street**  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
10/10/2013	<u>1</u>	COMPLAINT against All Defendants ( Filing fee \$ 400 receipt number 0649-2368777.), filed by Prison Legal News. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Other Corporate Disclosure)(Herzfeld, Tricia) (Entered: 10/10/2013)
10/11/2013		District Judge J Ronnie Greer and Magistrate Judge Dennis H Inman added. (LMC) (Entered: 10/11/2013)
10/11/2013		No summons received with initiating documents. Therefore, summons not issued as to All Defendants. (LMC) (Entered: 10/11/2013)
10/29/2013	<u>2</u>	SUPPLEMENT to <u>1</u> Complaint by Prison Legal News. (Herzfeld, Tricia) (Entered: 10/29/2013)
10/29/2013	<u>3</u>	Summons Issued as to All Defendants. (Attachments: # <u>1</u> Summons Sullivan County, TN) (LMC) (Entered: 10/29/2013)
10/30/2013	<u>4</u>	MOTION for Preliminary Injunction by Prison Legal News. (Herzfeld, Tricia) (Entered: 10/30/2013)
10/30/2013	<u>5</u>	MEMORANDUM in Support of Motion re <u>4</u> MOTION for Preliminary Injunction filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A-Policy, # <u>2</u> Exhibit B-Declaration, # <u>3</u> Exhibit C-Exemplar of Returned Mail, # <u>4</u> Exhibit D-Exemplar of Returned Mail, # <u>5</u> Exhibit E-Exemplar of Returned Mail, # <u>6</u> Exhibit F-Exemplar of Returned Mail, # <u>7</u> Exhibit G- Exemplar of Returned Mail, # <u>8</u> Exhibit H-Exemplar of Returned Mail, # <u>9</u> Exhibit I-Standard Operating Procedure, # <u>10</u> Exhibit J-Open Records Request, # <u>11</u> Exhibit K-MLK Letter, # <u>12</u> Exhibit L- Paul Letter)(Herzfeld, Tricia) (Entered: 10/30/2013)
10/31/2013	<u>6</u>	SUMMONS Returned Executed by Prison Legal News. All Plaintiffs. (Herzfeld, Tricia) (Entered: 10/31/2013)
11/06/2013	<u>7</u>	<b>ORDER re <u>4</u> MOTION for Preliminary Injunction filed on October 30, 2013 by Prison Legal News. The defendants shall file a Response to said motion by November 22, 2013. Signed by District Judge J Ronnie Greer on 11/6/2013. (LMC) (Entered: 11/06/2013)</b>
11/21/2013	<u>8</u>	MOTION to Continue by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Street, Daniel) (Entered: 11/21/2013)

11/21/2013	<u>9</u>	ANSWER to <u>1</u> Complaint by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee.(RLC, ) (Entered: 11/21/2013)
11/22/2013	<u>10</u>	ORDER granting <u>8</u> Motion to Continue. The defendants shall file their response by December 9, 2013. Signed by District Judge J Ronnie Greer on 11/22/2013. (LMC) (Entered: 11/22/2013)
11/25/2013	<u>11</u>	MOTION for Leave to Appear Pro Hac Vice for Lance Theodore Weber (Filing fee \$ 90; Receipt #G2006941) by Prison Legal News. (LMC) (Entered: 11/25/2013)
11/26/2013	<u>12</u>	ORDER granting <u>11</u> Motion for Leave to Appear Pro Hac Vice. You MUST register as a CM/ECF user here: <a href="http://www.tned.uscourts.gov/RegistrationForm.php">http://www.tned.uscourts.gov/RegistrationForm.php</a> . Signed by Magistrate Judge Dennis H Inman on 11/26/2013. (LMC) (Entered: 11/26/2013)
12/09/2013	<u>13</u>	RESPONSE in Opposition re <u>4</u> MOTION for Preliminary Injunction filed by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Street, Daniel) (Entered: 12/09/2013)
12/09/2013	<u>14</u>	AFFIDAVIT re <u>13</u> Response in Opposition to Motion, by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Street, Daniel) (Entered: 12/09/2013)
12/09/2013	<u>15</u>	AFFIDAVIT re <u>13</u> Response in Opposition to Motion, by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Street, Daniel) (Entered: 12/09/2013)
12/09/2013	<u>16</u>	AFFIDAVIT re <u>13</u> Response in Opposition to Motion, by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Street, Daniel) (Entered: 12/09/2013)
12/10/2013	<u>17</u>	NOTICE of DEFICIENCY: re <u>16</u> Affidavit, <u>15</u> Affidavit, <u>14</u> Affidavit. No Certificate of Service attached to Documents 14–16. (LMC) (Entered: 12/10/2013)
12/10/2013	<u>18</u>	NOTICE by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee re <u>16</u> Affidavit, <u>15</u> Affidavit, <u>14</u> Affidavit, <i>Certificate of Service</i> (Street, Daniel) (Entered: 12/10/2013)
12/16/2013	<u>19</u>	REPLY to Response to Motion re <u>4</u> MOTION for Preliminary Injunction filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit A – New Policy, # <u>2</u> Exhibit B – TCI Minimum Standards, # <u>3</u> Other Abaritis v. United States, # <u>4</u> Other Barnes v. Hofbauer, # <u>5</u> Other Beedle v. Demasi, # <u>6</u> Other Daniels v. Harris, # <u>7</u> Other EP Acquisition Corp. v. MaxxTrade Inc., # <u>8</u> Other Gray v. Cannon, # <u>9</u> Other Lane v. Lombardi, # <u>10</u> Other Martinez v. Maketa, # <u>11</u> Other McVey v. Comm'r of Soc. Sec., # <u>12</u> Other Prison Legal News v. Fulton County, Ga., # <u>13</u> Other Prison Legal News v. Columbia County)(Herzfeld, Tricia) (Entered: 12/16/2013)
12/17/2013	<u>20</u>	Letter from United States District Court mailed to Elliott Ozment, Esq. regarding attorney admissions. (Attachments: # <u>1</u> Other ECF order) (RLC, ) (Entered: 12/17/2013)
06/12/2014	<u>21</u>	LOCAL RULE 7.1(d) SUPPLEMENTAL BRIEF to <u>4</u> MOTION for Preliminary Injunction by Prison Legal News filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit 1 – PLN v. Cnty. of Ventura)(Herzfeld, Tricia) (Entered: 06/12/2014)
06/18/2014	<u>22</u>	RESPONSE TO LOCAL RULE 7.1(d) SUPPLEMENTAL BRIEF to <u>21</u> Local Rule 7.1(d) Supplemental Brief by Sullivan County Sheriff's Office, Sullivan County, Tennessee, Wayne Anderson(In his official capacity), Wayne Anderson(In his individual capacity) filed by Sullivan County Sheriff's Office, Sullivan County, Tennessee, Wayne Anderson(In his official capacity), Wayne Anderson(In his individual capacity). (Street, Daniel) (Entered: 06/18/2014)
06/25/2014	<u>23</u>	LOCAL RULE 7.1(d) SUPPLEMENTAL BRIEF to <u>4</u> MOTION for Preliminary Injunction ( <i>Reply to Defendants' Response</i> ) by Prison Legal News filed by Prison Legal News. (Herzfeld, Tricia) (Entered: 06/25/2014)

03/26/2015	<u>24</u>	ORDER denying <u>4</u> Motion for Preliminary Injunction. Based on the foregoing, the Court must resort to a practical solution. On the current record, the Motion for Preliminary Injunction on this due process issue is DENIED, for the issue is not properly before the Court. However, PLN shall have 10 days from the entry of this Memorandum Opinion and Order to move to amend its Complaint and allege violations based on Policy II. PLN is then free to file another Motion for Preliminary Injunction on this issue. See order for details. Signed by District Judge J Ronnie Greer on 3/26/2015. (RLC, ) (Entered: 03/26/2015)
03/26/2015	<u>25</u>	MOTION to Amend/Revise <u>1</u> Complaint by Prison Legal News. (Attachments: # <u>1</u> Exhibit A – First Amended Complaint)(Herzfeld, Tricia) (Entered: 03/26/2015)
03/26/2015	<u>26</u>	MOTION for Preliminary Injunction by Prison Legal News. (Herzfeld, Tricia) (Entered: 03/26/2015)
03/26/2015	<u>27</u>	MEMORANDUM in Support of Motion re <u>26</u> MOTION for Preliminary Injunction filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit A – Policy II, # <u>2</u> Exhibit B – Decl. of Paul Wright)(Herzfeld, Tricia) (Entered: 03/26/2015)
03/27/2015	<u>28</u>	ORDER granting <u>25</u> Motion to Amend/Correct. The Motion [Doc. 25] for leave to file the amended complaint is GRANTED. Signed by Magistrate Judge Dennis H Inman on 3/27/2015. (AMP) (Entered: 03/27/2015)
03/27/2015	<u>29</u>	AMENDED COMPLAINT against All Defendants., filed by Prison Legal News.(Herzfeld, Tricia) (Entered: 03/27/2015)
04/10/2015	<u>30</u>	ANSWER to <u>29</u> Amended Complaint by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Street, Daniel) (Entered: 04/10/2015)
04/10/2015	<u>31</u>	RESPONSE in Opposition re <u>26</u> MOTION for Preliminary Injunction filed by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Street, Daniel) (Entered: 04/10/2015)
04/10/2015	<u>32</u>	AFFIDAVIT re <u>31</u> Response in Opposition to Motion, by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Street, Daniel) (Entered: 04/10/2015)
04/10/2015	<u>33</u>	AFFIDAVIT re <u>31</u> Response in Opposition to Motion, by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Street, Daniel) (Entered: 04/10/2015)
04/16/2015	<u>34</u>	REPLY to Response to Motion re <u>26</u> MOTION for Preliminary Injunction filed by Prison Legal News. (Herzfeld, Tricia) (Entered: 04/16/2015)
06/04/2015	<u>35</u>	LOCAL RULE 7.1(d) SUPPLEMENTAL BRIEF to <u>26</u> MOTION for Preliminary Injunction by Prison Legal News filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit A – Prison Legal News v. County of San Diego, No. 3:14-cv-2417-L-NLS (S.D. Cal. May 7, 2015) (order on motion for preliminary injunction))(Herzfeld, Tricia) (Entered: 06/04/2015)
06/05/2015		Magistrate Judge Clifton L Corker added. Magistrate Judge Dennis H Inman no longer assigned to case. SO-15-03 signed by Chief Judge Varlan. (RET) (Entered: 06/05/2015)
06/19/2015	<u>36</u>	MOTION for Preliminary Injunction ( <i>Renewed</i> ) by Prison Legal News. (Herzfeld, Tricia) (Entered: 06/19/2015)
06/19/2015	<u>37</u>	MEMORANDUM in Support of Motion re <u>36</u> MOTION for Preliminary Injunction ( <i>Renewed</i> ) filed by Prison Legal News. (Attachments: # <u>1</u> Exhibit A – Prison Legal News v. County of San Diego, No. 3:14-cv-2417-L-NLS (S.D. Cal. May 7, 2015) (order on motion for preliminary injunction) (slip op.), # <u>2</u> Exhibit B – Unpublished Opinions)(Herzfeld, Tricia) (Entered: 06/19/2015)
06/24/2015	<u>38</u>	RESPONSE in Opposition re <u>36</u> MOTION for Preliminary Injunction ( <i>Renewed</i> ) filed by Wayne Anderson(In his individual capacity), Wayne Anderson(In his official capacity), Sullivan County Sheriff's Office, Sullivan County, Tennessee. (Street,

		Daniel) (Entered: 06/24/2015)
07/08/2015	<u>39</u>	RESPONSE in Opposition re <u>36</u> MOTION for Preliminary Injunction ( <i>Renewed</i> ) ( <i>RESPONSE in OPPOSITION to DEFENDANTS' MOTION TO STRIKE 38</i> ) filed by Prison Legal News. (Attachments: # <u>1</u> Other Unpublished Cases)(Herzfeld, Tricia) (Entered: 07/08/2015)
03/16/2016	<u>40</u>	ORDER granting <u>26</u> Motion for Preliminary Injunction and striking <u>36</u> Motion for Preliminary Injunction. For the reasons stated above, the motion to strike the renewed motion, [Doc. 36], is GRANTED. In addition, the Motion for Preliminary Injunction, [Doc. 26], is GRANTED. That being said, it appears that Policy III satisfies the requirements, and it has already been enacted and is being followed. The parties shall file a Rule 26(f) report with this Court within 10 days from the entry of this Order, and then the matter will be set for trial. Signed by District Judge J Ronnie Greer on 03/16/2016. (AMP) (Entered: 03/16/2016)
03/16/2016		Set/Reset Deadlines: Rule 26 Meeting Report due by <b>3/26/2016</b> . (AMP) (Entered: 03/16/2016)
03/25/2016	<u>41</u>	REPORT of Rule 26(f) Planning Meeting. (Herzfeld, Tricia) (Entered: 03/25/2016)
03/29/2016	<u>42</u>	SCHEDULING ORDER: Jury Trial set for <b>8/15/2017</b> at 9:00 AM in Courtroom 420 – Greeneville before District Judge J Ronnie Greer. Expected length of trial is three (3) days. Final Pretrial Conference set for <b>7/19/2017</b> at 9:00 AM. Dispositive Motions due by <b>1/17/2017</b> . Utilization of Mediation due by <b>9/20/2016</b> . Exhibits and Witness Lists due by <b>6/13/2017</b> . Status Report due by <b>7/19/2016</b> . See Order for details. Signed by District Judge J Ronnie Greer on 03/29/2016. (AMP) (Entered: 03/29/2016)
03/29/2016	<u>43</u>	Order Governing Depositions. Signed by District Judge J Ronnie Greer on 03/29/2016. (AMP) (Entered: 03/29/2016)
07/19/2016	<u>44</u>	STATUS REPORT ( <i>Joint</i> ) by Prison Legal News. (York, William) (Entered: 07/19/2016)
07/20/2016	<u>45</u>	Administrative Notice to Counsel <u>44</u> Status Report : Please comply with ECF Rule 6. Requirements due by <b>7/25/2016</b> . (AMP) (Entered: 07/20/2016)
07/20/2016	<u>46</u>	NOTICE of Appearance by William Patrick York, II on behalf of Prison Legal News (York, William) (Entered: 07/20/2016)
07/20/2016	<u>47</u>	STATUS REPORT ( <i>Amended</i> ) by Prison Legal News. (York, William) (Entered: 07/20/2016)
07/20/2016	<u>48</u>	NOTICE of Acceptance with Offer of Judgment by Prison Legal News (Attachments: # <u>1</u> Exhibit A – Offer of Judgment)(York, William) (Entered: 07/20/2016)
07/21/2016	<u>49</u>	JUDGMENT re <u>48</u> Notice of Acceptance with Offer of Judgment in favor of Prison Legal News against Sullivan County Sheriff's Office, Sullivan County, Tennessee, and Wayne Anderson, by Debra C. Poplin, Clerk of Court. (AMP) (Entered: 07/21/2016)
08/11/2016	<u>50</u>	SATISFACTION OF JUDGMENT re <u>49</u> Judgment, entered In favor of Prison Legal News Against Wayne Anderson, In favor of Prison Legal News Against Sullivan County, Tennessee by Prison Legal News. (York, William) (Entered: 08/11/2016)