

4months, CLOSED

**U.S. District Court
Northern District of Georgia (Atlanta)
CIVIL DOCKET FOR CASE #: 1:04-cv-00257-JEC**

Ralph v. Adams, et al
Assigned to: Judge Julie E. Carnes
Demand: \$0
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 01/29/2004
Date Terminated: 01/31/2005
Jury Demand: None
Nature of Suit: 555 Habeas Corpus (Prison Condition)
Jurisdiction: Federal Question

Plaintiff

Richard Ralph

*on behalf of himself and all persons
similarly situated*

represented by **Stephen Brooks Bright**
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V.

Defendant

Acting Commissioner Alan Adams

of the Georgia Department of Corrections

represented by **John C. Jones**
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LEAD ATTORNEY**ATTORNEY TO BE NOTICED****Defendant****Warden Michelle Martin***of Phillips State Prison, in their official capacities*represented by **John C. Jones**

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LEAD ATTORNEY**ATTORNEY TO BE NOTICED****Thurbert E. Baker**

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LEAD ATTORNEY**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
01/29/2004	<u>1</u>	AMENDED COMPLAINT (class action) filed by plaintiff Richard Ralph in Civil Action 1:02-cv-0479-JEC on 7/8/03 and entered as this new civil action pursuant to this court's order of 01/29/04 docketed here as document number 2. (aaq) Modified on 01/30/2004 (Entered: 01/30/2004)
01/29/2004	<u>2</u>	ORDER by Judge Julie E. Carnes (originally entered in 1:02-cv-257-JEC) DIRECTING the Clerk to assign the amended complaint filed in 1:02-cv-257, a new civil action number and establish Richard Ralph v. Alan Adams, et. al. as a new case. The parties are ORDERED to begin discovery as soon as possible. The discovery period shall be (90) days. Discovery ends 4/28/04. At the close of this time, the court will conduct a conference with counsel to determine the status of the case and how best to proceed with regard to class certification or other issues. (cc) (aaq) (Entered: 01/30/2004)
01/30/2004		Notice and copy of the [2-1] order served to parties by clerk. (aaq) (Entered: 01/30/2004)

02/06/2004	3	Dft's withdrawal of motion for reconsideration of [41] order (order filed in 1:02-cv-479-JEC on 1/29/04) due to mootness.(jlm) Modified on 02/23/2004 (Entered: 02/23/2004)
02/13/2004	4	RESPONSE by plaintiff to dft's [3-1] withdrawal of motion for reconsideration due to mootness. (withdrawal filed in 02-cv-479-JEC on 2/6/04) and reasons why discovery should begin immediately. (jlm) (Entered: 02/23/2004)
02/17/2004	5	MOTION by defendants to dismiss due to mootness with brief in support. (jlm) (Entered: 02/23/2004)
03/01/2004	6	REPLY by dfts to pla's response and dft's supplement to [5-1] motion to dismiss. (jlm) (Entered: 03/02/2004)
03/03/2004	7	CONSENT MOTION to extend time to and including 3/8/04 to respond to dft's [5-1] motion to dismiss due to mootness and dft's supplement to motion to dismiss . (jlm) (Entered: 03/08/2004)
03/08/2004	8	RESPONSE by plaintiff to [5-1] motion to dismiss due to mootness. (jlm) (Entered: 03/09/2004)
03/09/2004		SUBMITTED to Judge Julie E. Carnes on [5-1] motion to dismiss due to mootness. (jlm) (Entered: 03/09/2004)
03/10/2004	9	Notice of filing discovery by plaintiff with pla's request for entry upon land for inspection and other purposes and pla's first request for production of documents attached. (jlm) (Entered: 03/10/2004)
03/22/2004	10	Notice to parties by CRD, scheduling conference for 4/9/04 at 10:30 AM (cc by CRD). (jlm) Modified on 03/25/2004 (Entered: 03/25/2004)
03/24/2004	11	Certificate of service by plaintiff re: Pla's second request for documents and pla's first interrogatories. (jlm) (Entered: 03/25/2004)
03/25/2004	12	Notice to parties by CRD, re-scheduling conference for 4/13/04 at 3:30 PM (cc by CRD) (jlm) (Entered: 03/25/2004)
03/29/2004	13	Notice to parties by CRD, re-scheduling hearing for 4/15/04 at 3:30 PM . (jlm) (Entered: 03/29/2004)
04/05/2004	14	ORDER by Judge Julie E. Carnes GRANTING [7-1] motion to extend time to and including 3/8/04 to respond to dft's [5-1] motion to dismiss due to mootness and dft's supplement to motion to dismiss (cc) (jlm) (Entered: 04/06/2004)
04/08/2004		Terminated submissions. (jlm) (Entered: 04/08/2004)
04/15/2004	15	MOTION by plaintiff for appointment of guardian ad litem with brief in support. (jlm) (Entered: 04/16/2004)
04/15/2004	16	Status Conference HELD on [5-1] motion to dismiss due to mootness before Judge Julie E. Carnes, Court orally DENIED motion. Discovery to commence and will expire on 7/30/04 . Dft will attempt to comply with request to produce and parties may have to go to institution to review certain documents within 20 days. Pla's counsel agreed that when doing depositions to inquire about bother plas' Ralph and Johnson. (jlm) (Entered: 04/19/2004)

04/15/2004		VERBAL ORDER by Judge Julie E. Carnes DENYING [5-1] motion to dismiss due to mootness by Alan Adams and Michelle Martin. Answer to complaint due 4/25/04 for Alan Adams, and for Martin. (jlm) (Entered: 04/19/2004)
04/20/2004	17	ORDER by Judge Julie E. Carnes, directing parties to provide Court with a status report on 8/30/04. [17-1] order to be submitted on 8/31/04 (cc by CRD) (jlm) (Entered: 04/21/2004)
04/28/2004	18	ANSWER to complaint [1-1] by Michelle Martin and Alan Adams Discovery ends 9/25/04 (jlm) (Entered: 04/29/2004)
04/28/2004	19	RESPONSE by defendants to [15-1] motion for appointment of guardian ad litem (jlm) Modified on 04/29/2004 (Entered: 04/29/2004)
05/03/2004		SUBMITTED to Judge Julie E. Carnes on [15-1] motion for appointment of guardian ad litem. (jlm) (Entered: 05/03/2004)
05/05/2004	20	ANSWER to complaint [1-1] by dfts' Michelle Martin and Alan Adams Discovery ends 10/2/04 (jlm) (Entered: 05/06/2004)
05/14/2004	21	REPLY MEMORANDUM by plaintiff IN SUPPORT of [15-1] motion for appointment of guardian ad litem. (jlm) (Entered: 05/18/2004)
05/14/2004	22	MOTION by plaintiff for Court order to produce mental health records with brief in support. (jlm) (Entered: 05/18/2004)
05/21/2004	23	ORDER by Judge Julie E. Carnes GRANTING [22-1] motion for Court order to produce mental health records. (cc) (jlm) (Entered: 05/24/2004)
05/21/2004	24	Certificates of service by defendants re: Response to pla's first and second request for production of documents. (jlm) (Entered: 05/24/2004)
06/08/2004	25	Certificate of interested persons. (to judge) (jlm) (Entered: 06/10/2004)
06/08/2004	26	Notice of filing discovery by plaintiff. (jlm) (Entered: 06/10/2004)
06/18/2004	27	Preliminary Report and Discovery Schedule. (to judge) (fmm) (Entered: 06/21/2004)
06/25/2004	28	Certificate of service by plaintiff re: Pla's third request for production. (jlm) (Entered: 06/25/2004)
07/15/2004	29	ORDER approving 27 Joint Preliminary Report and Discovery Schedule Signed by Judge Julie E. Carnes on 7/14/04. (jlm) (Entered: 07/22/2004)
07/23/2004	30	CERTIFICATE OF SERVICE by dfts re: Notice of deposition of Richard Ralph. (jlm) (Entered: 07/27/2004)
08/05/2004		Steno Notes of proceedings held on 4/15/04 before Judge Julie E. Carnes, by David Ritchie (jlm) (Entered: 08/05/2004)
08/17/2004	31	CERTIFICATE OF SERVICE by dft re: Dfts Response to pla's third request for production of documents. (jlm) (Entered: 08/18/2004)
09/10/2004		Submission of 17 Order,, submitted to District Judge Julie E. Carnes. (FILE IN CHAMBERS) (jlm) (Entered: 09/10/2004)
09/17/2004	32	Letter to CRD from counsel regarding status of case. (jlm) (Entered: 09/22/2004)

11/30/2004	33	NOTICE by CRD directing that all dispositive motions are due MONDAY, 12/20/04. (kb) (Entered: 11/30/2004)
12/01/2004	34	Joint MOTION to Extend Due Date for Dispositive Motions . (dfb) (Entered: 12/06/2004)
12/01/2004	35	ORDER granting 34 Joint Motion to Extend Due Date to January 14, 2005 for Filing Dispositive Motions. Signed by Judge Julie E. Carnes on 12/01/04. (dfb) (Entered: 12/06/2004)
12/10/2004	36	ORDER granting 15 Motion for Miscellaneous Relief and appoints J. Wilcox Dunn, III as guardian ad litem for plaintiff . Signed by Judge Julie E. Carnes on 12/10/2004. (kb) (Entered: 12/10/2004)
01/11/2005	37	JOINT MOTION for Extension of Time through 2/1/05 to file dispositive motions by Richard Ralph, Alan Adams, Michelle Martin. (ddm) (Entered: 01/13/2005)
01/13/2005	38	CONSENT ORDER granting the 37 Joint Motion to Extend Due Date for Dispositive Motions to February 1, 2005. Signed by Judge Julie E. Carnes on 01/12/05. (dfb) (Entered: 01/13/2005)
01/31/2005	39	JOINT STIPULATION of Dismissal pursuant to FRCP 41(a)(1)(ii) by Richard Ralph, Alan Adams, Michelle Martin. (ddm) (Entered: 02/01/2005)
01/31/2005	40	ORDER approving 39 Stipulation of Dismissal filed by Richard Ralph, Michelle Martin, Alan Adams. Signed by Judge Julie E. Carnes on 1/31/05. (ddm) (Entered: 02/01/2005)
01/31/2005		Civil Case Terminated. (ddm) (Entered: 02/01/2005)

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