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Pro Se

**U.S. District Court
District of Hawaii (Hawaii)
CIVIL DOCKET FOR CASE #: 1:20-cv-00298-DKW-KJM**

Griffin v. State of Hawaii
Assigned to: JUDGE DERRICK K. WATSON
Referred to: MAGISTRATE JUDGE KENNETH J. MANSFIELD
Cause: 28:1983 Civil Rights

Date Filed: 07/02/2020
Jury Demand: None
Nature of Suit: 441 Civil Rights: Voting
Jurisdiction: Federal Question

Plaintiff

Calvin Christopher Griffin
Email: calvingriffin@rocketmail.com

represented by **Calvin Christopher Griffin**
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808-545-1301
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V.

Defendant**State of Hawaii**

represented by **Skyler G. Cruz**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/02/2020	1 R	COMPLAINT FOR VIOLATION OF CIVIL RIGHTS against State of Hawaii - filed by Calvin Christopher Griffin (jo) (Entered: 07/06/2020)
07/02/2020	2	Filing fee received: \$400.00; Receipt number HI028936 re 1 R Complaint (jo) (Entered: 07/06/2020)
07/02/2020	3	Order Setting Rule 16 Scheduling Conference for 09:30 AM on 8/31/2020 before MAGISTRATE JUDGE KENNETH J. MANSFIELD - Signed by CHIEF JUDGE J. MICHAEL SEABRIGHT on 7/2/2020. (Attachments: # 1 Memo From the Clerk Re: Corporate Disclosure Statements) (jo) (Entered: 07/06/2020)
07/02/2020	4	CIVIL Waiver of Service Packet ~ Notice to Parties Regarding Service Pursuant to Rule 4 of the Federal Rules of Civil Procedure

		(Attachments: # 1 Notice of a Lawsuit and Request to Waive Service of Summons, # 2 Waiver of the Service of Summons) (jo) (Entered: 07/06/2020)
07/02/2020	5	<p>NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE YOU MUST COMPLETE AND FILE THE ATTACHED ELECTION FORM. Each party must indicate consent or decline to consent by completing the attached Election Form and returning it to the Clerk's Office no later than twenty-one 21 days after entry of appearance.In the event a dispositive motion is filed prior to the date on which the submission of the Election Form is required, the parties must return the completed Election Form within seven (7) calendar days after the motion is filed.</p> <p>FILING INSTRUCTIONS: After completing the form, ALL registered CM/ECF participants are now required to e-file this document. Use the event <i>Consent Election Form</i> , found under <u>Civil Events; Other Filings; Consent Election Form</u>. All other parties MUST file the form by mail, or in person, at the Clerks Office: U.S. District Court, 300 Ala Moana Blvd Room C-338 Honolulu, HI 96850, Attention: Consent Clerk. The form can be found on the court's website http://www.hid.uscourts.gov</p> <hr/> <p>ATTACH THE NOTICE AND ELECTION FORM TO THE INITIATING DOCUMENT (COMPLAINT/NOTICE OF REMOVAL). THE NOTICE AND ELECTION FORM MUST BE SERVED WITH THE DOCUMENT. (jo) (Entered: 07/06/2020)</p>
07/28/2020	6	MOTION For Emergency Injunction - filed by Plaintiff Calvin Christopher Griffin (jo) (Entered: 07/28/2020)
07/28/2020	7	<p>EO: The Clerk's Office is directed to reassign this case to a district judge. Judge Kenneth J. Mansfield will remain as the Magistrate Judge assigned to this action. (MAGISTRATE JUDGE KENNETH J. MANSFIELD)(mansfield2)</p> <hr/> <p>COURTS CERTIFICATE of Service - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF) (Entered: 07/28/2020)</p>
07/29/2020	8	<p>NOTICE of Case Reassignment: Please reflect Civil case number CV 20-00298 DKW-KJM on all further pleadings. (jo)</p> <hr/> <p>COURT'S CERTIFICATE OF SERVICE - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF) (Entered: 07/29/2020)</p>
07/30/2020	9	<p>EO: On July 2, 2020, Plaintiff Calvin Griffin filed a Complaint against the State of Hawaii. Dkt. No. 1. The docket reflects, however, that the Complaint has not been served on Defendant nor has Defendant accepted waiver of service. Nonetheless, on July 28, 2020, Plaintiff filed a motion for emergency injunction. Dkt. No. 6. Before the Court will consider the motion for emergency injunction, Plaintiff is ORDERED to serve the complaint and the motion for emergency injunction on Defendant and file proof of doing so with the Court. IT IS SO ORDERED. (JUDGE DERRICK K. WATSON)(tyk)</p> <hr/> <p>COURTS CERTIFICATE of Service - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF) (Entered: 07/30/2020)</p>
07/30/2020		COURT'S CERTIFICATE of Service - a copy of Docket No. 9 has been served by First Class Mail to Calvin Christopher Griffin at the address of record on July 30, 2020.

		Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (tyk) (Entered: 07/30/2020)
08/05/2020	10	Summons Issued as to State of Hawaii. (emt,) (Entered: 08/06/2020)
08/05/2020	11	SUMMONS Returned Executed by Calvin Christopher Griffin. State of Hawaii served on 8/5/2020. (emt,) (Entered: 08/06/2020)
08/20/2020	12	MOTION to Dismiss Skyler G. Cruz appearing for Defendant State of Hawaii (Attachments: # 1 Memorandum, # 2 Certificate of Service)(Cruz, Skyler) (Entered: 08/20/2020)
08/26/2020	13	EO: As to Rule 16 Scheduling Conference set for 8/31/2020 Parties are to participate via telephone through our AT&T Service. Call-in information for this conference is below. Parties must connect to the conference at least <i>five (5) minutes</i> prior to the scheduled start time of the hearing. Dial in number is 1-877-848-7030 Access Code is 2123668 (MAGISTRATE JUDGE KENNETH J. MANSFIELD)(laa) <hr/> COURTS CERTIFICATE of Service - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF) (Entered: 08/26/2020)
08/26/2020	14	NOTICE of Hearing on 12 Defendant State of Hawaii's Motion To Dismiss is set for 9/24/2020 at 09:30 AM in Aha Kupono before JUDGE DERRICK K. WATSON. Briefing on the motion shall be in accordance with Local Rule 7.2 (tyk) <hr/> COURTS CERTIFICATE of Service - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF) (Entered: 08/26/2020)
08/26/2020		COURT'S CERTIFICATE of Service - a copy of 14 Notice of Hearing on Motion has been served by First Class Mail to Calvin Christopher Griffin at the address of record on August 26, 2020. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (tyk) (Entered: 08/26/2020)
08/26/2020	16	EXHIBIT A (HB. NO.1248HD1SD2CD1, ACT 136 State of Hawaii "mail-in-ballot" mandate) - filed by Calvin Christopher Griffin. (emt,) (Entered: 08/28/2020)
08/26/2020	17	EXHIBIT B (TITLE 2 ELECTIONS CHAPTERS 11-19) - filed by Calvin Christopher Griffin. (emt,) (Entered: 08/28/2020)
08/27/2020	15	EO: In light of 12 Defendant State of Hawaii's Motion To Dismiss, the Rule 16 Scheduling Conference previously set for 8/31/2020 is CONTINUED to 10/28/2020 at 09:00AM before MAGISTRATE JUDGE KENNETH J. MANSFIELD. Scheduling conference statements are due by 10/21/2020. Parties are to participate via telephone through our AT&T Service. Call-in information for this conference is below. Parties must connect to the conference at least five (5) minutes prior to the scheduled start time of the hearing. Dial in number is 1-877-848-7030 Access Code is 2123668

		<p>(MAGISTRATE JUDGE KENNETH J. MANSFIELD)(rls,)</p> <hr/> <p>COURTS CERTIFICATE of Service - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF)</p> <p>(Entered: 08/27/2020)</p>
08/28/2020	18	<p>SUPPLEMENTAL CITATIONS re 12 , 16 , 17 - by Calvin Christopher Griffin. (emt,)</p> <p>(Entered: 08/28/2020)</p>
09/10/2020	19	<p>REPLY re 12 MOTION to Dismiss <i>Defendant State of Hawaii's Reply in support of its Motion to Dismiss</i> filed by State of Hawaii. (Attachments: # 1 Certificate of Service) (Cruz, Skyler) (Entered: 09/10/2020)</p>
09/16/2020	20	<p>EO: Having reviewed Defendant's motion to dismiss, Dkt. No. 12, and Plaintiff's Motion for an Emergency Injunction, Dkt. No. 6, the Court elects to decide the same without a hearing pursuant to Local Rule 7.1(c). Therefore, the hearing on September 24, 2020 (Dkt. No. 14) is VACATED and the above-mentioned motions are taken under advisement. IT IS SO ORDERED (JUDGE DERRICK K. WATSON)(tyk)</p> <hr/> <p>COURTS CERTIFICATE of Service - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF)</p> <p>(Entered: 09/16/2020)</p>
09/16/2020		<p>COURT'S CERTIFICATE of Service - a copy of Docket No. 20 has been served by First Class Mail to Calvin Christopher Griffin at the address of record on September 16, 2020. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (tyk) (Entered: 09/16/2020)</p>
09/23/2020	21	<p>SUPPLIMENTAL [sic] CITATIONS - filed by Calvin Christopher Griffin. (Attachments: # 1 Exhibit C (Thumb Drive))</p> <p>Exhibit C (Thumb Drive) is retained by the Clerk's Office.</p> <p>(emt,) (Entered: 09/25/2020)</p>
09/28/2020	22 R	<p>ORDER (1) GRANTING MOTION TO DISMISS WITH LEAVE TO AMEND, AND (2) DENYING MOTION FOR AN EMERGENCY INJUNCTION re 6 , 12 - Signed by JUDGE DERRICK K. WATSON on 9/28/2020.</p> <p>For the reasons set forth herein, the motion to dismiss, Dkt. No. 12, is GRANTED with LEAVE TO AMEND. Plaintiff may have until October 13, 2020 to file an amended complaint, consistent with the terms of this Order, though the timing in which he elects to amend should be mindful of the fast-approaching general election date. The Court cautions Plaintiff that failure to file an amended complaint by <u>October 13, 2020</u> may result in the dismissal of this case for the reasons set forth herein.</p> <p>Plaintiff's motion for an emergency injunction, Dkt. No. 6, is DENIED.</p> <p>The Clerk of Court is directed to mail Plaintiff a copy of form "Pro Se 1" "Complaint for a Civil Case."</p> <p>(emt,)</p> <hr/> <p>COURT'S CERTIFICATE of Service - Calvin Christopher Griffin served by First Class Mail to the address of record listed on the Notice of Electronic Filing (NEF) on September 28, 2020. A blank "Pro Se 1" "Complaint for a Civil Case" form shall be included in the mailing to Mr. Griffin.</p> <p>(Entered: 09/28/2020)</p>
10/13/2020	23	<p>AMENDED COMPLAINT against State of Hawaii - filed by Calvin Christopher Griffin.</p>

		(Response to: Document 22 Filed 09/28/20 Order (1) Granting Motion to Dismiss with Leave to Amend) Note: The document was submitted inside the envelope marked Exhibit D. (Attachments: # 1 Exhibit and Witness List, # 2 Envelope marked Exhibit D) (emt,) (Entered: 10/14/2020)
10/21/2020	24	Scheduling Conference Statement <i>Defendant State of Hawaii's Rule 16 Scheduling Conference Statement</i> . (Attachments: # 1 Certificate of Service)(Cruz, Skyler) (Entered: 10/21/2020)
10/27/2020	25	MOTION to Dismiss <i>the Amended Complaint</i> Skyler G. Cruz appearing for Defendant State of Hawaii (Attachments: # 1 Memorandum in Support , # 2 Certificate of Service) (Cruz, Skyler) Modified on 10/27/2020 (emt,). (Entered: 10/27/2020)
10/28/2020	27	EP: TELEPHONIC RULE 16 SCHEDULING CONFERENCE hearing not held. Discussion held. Rule 16 Scheduling Conference is set for December 15, 2020 at 9:30 a.m. before Magistrate Judge Kenneth J. Mansfield via telephone. Scheduling conference statements are due by December 8, 2020. Call-in information for this conference is below. Parties must connect to the conference at least five (5) minutes prior to the scheduled start time of the hearing. Dial in number is 1-877-848-7030 Access Code is 2123668 (AT&T Service / 8:56 - 9:05) (MAGISTRATE JUDGE KENNETH J. MANSFIELD) (bbb) <hr/> COURTS CERTIFICATE of Service - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF) (Entered: 10/29/2020)
10/29/2020	26	EO: Pursuant to Local Rule 7.1(c), the Court will decide 25 Defendant State of Hawaii's Motion to Dismiss the Amended Complaint without a hearing. Briefing on the motion shall be in accordance with Local Rule 7.2. IT IS SO ORDERED. (JUDGE DERRICK K. WATSON)(tyk) <hr/> COURTS CERTIFICATE of Service - Non-Registered CM/ECF Participants have been served by First Class Mail to the addresses of record listed on the Notice of Electronic Filing (NEF) (Entered: 10/29/2020)
10/29/2020		COURT'S CERTIFICATE of Service - a copy of Dkt. No. 26 has been served by First Class Mail to Calvin Christopher Griffin at the address of record on October 29, 2020. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (tyk) (Entered: 10/29/2020)