

ARBITRATION, CLOSED, TGW

**U.S. District Court
Middle District of Florida (Tampa)
CIVIL DOCKET FOR CASE #: 8:96-cv-00682-SCB**

Nelson v. Prison Health Ser., et al
Assigned to: Judge Susan C Bucklew
Demand: \$0
Case in other court: State Court-03/08/96, 96-1527-CI
Cause: 28:1441 Notice of Removal-Personal Injury

Date Filed: 04/08/1996
Jury Demand: Both
Nature of Suit: 360 P.I.: Other
Jurisdiction: Federal Question

Plaintiff

Donald Nelson
*as Personal Representative of the Estate of
Diane Nelson, deceased*

represented by **Charles R. Scully**
Law Office of Charles R. Scully
3835 Central Ave.
St. Petersburg, FL 33713
727/898-0818
Fax: 727/327-3045
Email: crslaw@tampabay.rr.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Sabato P. DeVito, Jr.
Sabato DeVito, P.A.
5327 Commercial Way
Suite C-114
Springhill, FL 34606
352/597-3999
Fax: 352-597-2555
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Prison Health Services, Inc.

represented by **James Orrin Williams, Jr.**
Williams, Leininger & Crosby, P.A.
1555 Palm Beach Lakes Blvd., Suite 301
W. Palm Beach, FL 33401
561/615-5666
Fax: 561/615-9606
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

America Service Group, Inc.

represented by **James Orrin Williams, Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Everett S. Rice

*Individually and as Sheriff of Pinellas
County, Florida*

represented by **Robert A. Santa Lucia**
Santa Lucia & Thomas, P.A.
Republic Bank Bldg.
5801 Ulmerton Rd., Suite 200
Clearwater, FL 33760
727/532-9933
Fax: 727/507-8432
Email: stlucia@tampabay.rr.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Pinellas County

represented by **Robert A. Santa Lucia**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

State of Florida

Defendant

Diane Jackson

represented by **James Orrin Williams, Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Wallis M. Carson
Carson & Nicholson
1105 W. Swann Ave.
Tampa, FL 33606
813/289-8225
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Chare Lu Safer

represented by **Charles D. Bavol**
Bavol Judge PA
400 N. Ashley Drive
Suite 2500
Tampa, FL 33601
813/221-7111
Fax: 813/221-7112
Email: cbavol@bavoljudge.com

LEAD ATTORNEY
ATTORNEY TO BE NOTICED

James Orrin Williams, Jr.
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Sandra Spikes

represented by **James Orrin Williams, Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Karyl Hayes

represented by **James Orrin Williams, Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Dana Ostrov

represented by **James Orrin Williams, Jr.**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

J. Klieaver

Defendant

X Entity

*the identity of which is unknown to
Plaintiff, jointly and severally*

Defendant

Y Entity

*the identity of which is unknown to
Plaintiff, jointly and severally*

Defendant

Z Entity

*the identity of which is unknown to
Plaintiff, jointly and severally*

Date Filed	#	Docket Text

04/08/1996	1	NOTICE OF REMOVAL from 6th Judicial Circuit in and for Pinellas County, Florida, with state court record attached, by Prison Health Ser., America Service, Diane Jackson, Chare Lu Safer, Sandra Spikes, Karyl Hayes, Dana Ostrov (State Court case no.: 96-1527-CI) Filed in State Court on 3/8/96. (jlh) (Entered: 04/10/1996)
04/08/1996		MAGISTRATE JUDGE CASE ASSIGNMENT Magistrate assigned: Thomas G. Wilson (jlh) (Entered: 04/10/1996)
04/08/1996		FILING FEE PAID. Filing Fee \$ 120.00 Receipt # 37445 (jlh) (Entered: 04/10/1996)
04/08/1996		Arbitration candidate. (jlh) (Entered: 04/10/1996)
04/08/1996	2	COMPLAINT filed in State Court (jlh) (Entered: 04/10/1996)
04/10/1996	3	NOTICE to counsel of removal from State Court (jlh) (Entered: 04/10/1996)
04/15/1996	4	MOTION by Prison Health Ser., America Service, Diane Jackson, Chare Lu Safer, Sandra Spikes, Karyl Hayes, Dana Ostrov with memorandum in support to stay proceedings (jlh) (Entered: 04/16/1996)
04/15/1996	5	MOTION by Everett S. Rice, Pinellas County for joinder of co-defendant's motion to stay proceedings (jlh) (Entered: 04/16/1996)
04/19/1996	6	MOTION by Donald Nelson with memorandum in support for partial remand to state court (jlh) (Entered: 04/23/1996)
04/19/1996	7	CERTIFICATE of compliance by Donald Nelson (jlh) (Entered: 04/23/1996)
04/19/1996	8	NOTICE to counsel of expected deadlines (jlh) (Entered: 04/23/1996)
04/19/1996	9	NOTICE of designation under Local Rule 3.05 - TRACK 2. (ctc) (jlh) (Entered: 04/23/1996)
05/06/1996	10	MEMORANDUM by Prison Health Ser., America Service, Diane Jackson, Chare Lu Safer, Sandra Spikes, Karyl Hayes, Dana Ostrov in opposition to [6-1] motion for partial remand to state court (jlh) (Entered: 05/08/1996)
05/09/1996	11	AMENDED NOTICE of removal by Prison Health Ser., America Service, Diane Jackson, Chare Lu Safer, Sandra Spikes, Karyl Hayes, Dana Ostrov (jlh) (Entered: 05/09/1996)
06/03/1996	12	MOTION by Prison Health Ser., America Service, Diane Jackson, Chare Lu Safer, Sandra Spikes, Karyl Hayes, Dana Ostrov to extend time to file case management report , to extend time to complete discovery (wlb) (Entered: 06/04/1996)
06/07/1996	13	NOTICE of attorney appearance for Chare Lu Safer by Charles D. Bavol. (ag) (Entered: 06/10/1996)
06/27/1996	14	ORDER granting [4-1] motion to stay proceedings; This case is stayed for a period of 70 days from the date of this order; denying [6-1] motion for partial remand to state court; granting [12-1] motion to extend time to file case management report, granting [12-2] motion to extend time to complete discovery. The time for preparation of the case management report is extended to 60 days after the automative lifting of the stay. (Signed by Judge Susan C. Bucklew) ctc

		(jlh) (Entered: 06/27/1996)
06/27/1996		**Set STAY flag. (jlh) (Entered: 06/27/1996)
09/06/1996		**Clear STAY flag. (jlh) (Entered: 09/06/1996)
10/11/1996	15	NOTICE of attorney appearance for Diane Jackson by Wallis M. Carson (jlh) (Entered: 10/15/1996)
11/14/1996	16	JOINT MOTION and memorandum in support by Donald Nelson, Chare Lu Safer, Diane Jackson, Prison Health Ser. for extension of time to file case management report and commence formal discovery . (ag) (Entered: 11/15/1996)
11/21/1996		ENDORSED ORDER granting [16-1] joint motion for extension of time to file case management report and commence formal discovery (Signed by Judge Susan C. Bucklew) ctc (jlh) (Entered: 11/22/1996)
12/20/1996	17	ANSWER and defenses to Complaint by Diane Jackson (wlb) (Entered: 12/23/1996)
12/23/1996	18	ANSWER and affirmative defenses to Complaint by Chare Lu Safer; jury demand (wlb) (Entered: 12/26/1996)
01/21/1997	19	ANSWER to Complaint by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov (wlb) (Entered: 01/23/1997)
01/21/1997	19	MOTION by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov with memorandum in support to dismiss in part , or to strike in part (wlb) (Entered: 01/23/1997)
01/27/1997	20	MOTION by Donald Nelson with memorandum in support to extend time of 10 days, within which to respond to answer, motion to dismiss and/or motion to strike (wlb) (Entered: 01/28/1997)
01/31/1997	21	CONSENTED MOTION by Prison Health Services, Inc., America Service Group, Inc., Sandra Spikes, Karyl Hayes, Dana Ostrov, J. Klieaver with memorandum in support for extension of time to file scheduling report . (ag) (Entered: 02/03/1997)
02/10/1997		ENDORSED ORDER granting [21-1] motion for extension of time to file scheduling report up to and including 2/28/97 (Signed by Judge Susan C. Bucklew) ctc (jlh) (Entered: 02/10/1997)
02/10/1997		ENDORSED ORDER granting [20-1] motion to extend time of 10 days, within which to respond to answer, motion to dismiss and/or motion to strike, Response to motion reset to 2/20/97 for [19-1] motion to dismiss in part, reset to 2/20/97 for [19-2] motion to strike in part (Signed by Judge Susan C. Bucklew) ctc (jlh) (Entered: 02/10/1997)
03/07/1997	22	ORDER scheduling Preliminary Pretrial Hearing set for 8:30 3/26/97 Scheduled for Judge Susan C. Bucklew and directing answers to standard interrogatories (s/lk) ctc (jlh) (Entered: 03/10/1997)
03/12/1997	23	CASE MANAGEMENT REPORT. (wlb) (Entered: 03/13/1997)
03/20/1997	24	RESPONSE to Standard Interrogatories filed by Diane Jackson. (ag) (Entered: 03/21/1997)

03/21/1997	25	MOTION by Donald Nelson with memorandum in support to extend time within which to file answers to the interrogatories (jlh) (Entered: 03/24/1997)
03/21/1997	26	RESPONSE to standard Interrogatories filed by Donald Nelson (jlh) (Entered: 03/24/1997)
03/26/1997		Pretrial conference held (jlh) (Entered: 03/27/1997)
03/26/1997	27	RESPONSE to Standard Interrogatories filed by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov (jlh) (Entered: 03/27/1997)
03/26/1997		ENDORSED ORDER granting [25-1] motion to extend time within which to file answers to the interrogatories and additional 10 days (Signed by Judge Susan C. Bucklew) ctc (jlh) (Entered: 03/27/1997)
03/28/1997	28	SCHEDULING ORDER setting Deadline for filing of motions 9/30/97 ; Discovery cutoff 9/30/97 ; Pretrial conference for 2:30 1/5/98 ; Scheduled for Magistrate Judge Thomas G. Wilson (signed by Judge Susan C. Bucklew) ctc (map) (Entered: 03/31/1997)
03/28/1997		Jury trial set for term commencing 2/2/98 Scheduled for Judge Susan C. Bucklew (map) Modified on 03/31/1997 (Entered: 03/31/1997)
04/10/1997	29	NOTICE of attorney appearance for Everett S. Rice, Pinellas County by Robert A. Santa Lucia (ag) (Entered: 04/14/1997)
04/11/1997	30	NOTICE of filing renewed motion to dismiss and/or motion to strike by Prison Health Ser., Diane Jackson, Chare Lu Safer, Sandra Spikes, Karyl Hayes, Dana Ostrov. (ag) (Entered: 04/14/1997)
04/11/1997	31	MOTION by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov, to dismiss , and/or to strike complaint . (ag) Modified on 04/14/1997 (Entered: 04/14/1997)
04/11/1997	32	MEMORANDUM by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov in support of [31-1] motion to dismiss, [31-2] motion to strike complaint. (ag) (Entered: 04/14/1997)
04/14/1997	33	JOINT MOTION by Donald Nelson, Prison Health Ser., America Service, Everett S. Rice, Pinellas County, State of Florida, Diane Jackson, Chare Lu Safer, Sandra Spikes, Karyl Hayes, Dana Ostrov, J. Klieaver, X Entity, Y Entity, Z Entity for leave to take in excess of 10 depositions per side referred to Magistrate Judge Thomas G. Wilson (jlh) (Entered: 04/15/1997)
04/14/1997	34	JOINT MEMORANDUM by Donald Nelson, Prison Health Ser., America Service, Everett S. Rice, Pinellas County, State of Florida, Diane Jackson, Chare Lu Safer, Sandra Spikes, Karyl Hayes, Dana Ostrov, J. Klieaver, X Entity, Y Entity, Z Entity in support of [33-1] joint motion for leave to take in excess of 10 depositions per side (jlh) Modified on 05/08/1997 (Entered: 04/15/1997)
04/28/1997	35	MEMORANDUM by Donald Nelson in opposition to [31-1] motion to dismiss, [31-2] motion to strike complaint (wlb) Modified on 05/08/1997 (Entered: 04/29/1997)
05/22/1997	36	NOTICE of filing motion to dismiss and/or motion to strike by Everett S. Rice, Pinellas County (jlh) (Entered: 05/23/1997)

05/22/1997	37	MOTION by Everett S. Rice, Pinellas County to dismiss , and/or to strike (jlh) (Entered: 05/23/1997)
05/22/1997	38	MEMORANDUM by Everett S. Rice, Pinellas County in support of [37-1] motion to dismiss, [37-2] motion to strike (jlh) (Entered: 05/23/1997)
05/22/1997	39	MOTION by State of Florida to quash subpoena duces tecum without deposition (jlh) (Entered: 05/23/1997)
06/09/1997	40	NOTICE of filing memorandum of law in opposition to defendants' Sheriff Rice, Everett S. Rice, individually and Pinellas County, motion to dismiss and/or strike by Donald Nelson (wlb) (Entered: 06/11/1997)
06/09/1997	41	MEMORANDUM by Donald Nelson in opposition to [37-1] motion to dismiss, [37-2] motion to strike (wlb) (Entered: 06/11/1997)
07/09/1997	42	NOTICE of potential trial conflict by Prison Health Ser. (jlh) (Entered: 07/10/1997)
07/16/1997	43	MEDIATION REPORT. Mediation Hearing Held: 7/7/97. Harry Goodheart, Mediator. Hearing Outcome: impasse (jlh) (Entered: 07/17/1997)
07/29/1997	44	MOTION by State of Florida to quash subpoena duces tecum referred to Magistrate Judge Thomas G. Wilson (wlb) (Entered: 07/31/1997)
08/29/1997	45	MOTION by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov with memorandum in support for shortening of time to respond to defendants supplemental interrogatories to plaintiff and second request for production referred to Magistrate Judge Thomas G. Wilson (jlh) (Entered: 09/02/1997)
09/03/1997	46	MEMORANDUM by Donald Nelson in opposition to [45-1] motion for shortening of time to respond to defendants supplemental interrogatories to plaintiff and second request for production (wlb) (Entered: 09/05/1997)
09/12/1997	47	MOTION by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov to take deposition of person confined in prison referred to Magistrate Judge Thomas G. Wilson (jlh) (Entered: 09/15/1997)
09/12/1997	48	MOTION by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov to take deposition of person confined in prison referred to Magistrate Judge Thomas G. Wilson (jlh) (Entered: 09/15/1997)
09/12/1997	49	MOTION by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov for appointmnet of commissioner referred to Magistrate Judge Thomas G. Wilson (jlh) (Entered: 09/15/1997)
09/16/1997	50	ORDER denying [45-1] motion for shortening of time to respond to defendants supplemental interrogatories to plaintiff and second request for production, denying [44-1] motion to quash subpoena duces tecum, without prejudice; granting [33-1] joint motion for leave to take in excess of 10 depositions per side (Signed by Magistrate Judge Thomas G. Wilson) ctc (map) (Entered: 09/17/1997)
09/25/1997	51	ORDER denying without prejudice [49-1] motion for appointment of commissioner (Signed by Magistrate Judge Thomas G. Wilson) ctc (jlh)

		Modified on 09/29/1997 (Entered: 09/26/1997)
09/30/1997	52	MOTION by Dana Ostrov for final summary judgment (jlh) (Entered: 10/01/1997)
09/30/1997	53	MOTION by Sandra Spikes for final summary judgment (jlh) (Entered: 10/01/1997)
09/30/1997	54	MOTION by Prison Health Ser., America Service for final summary judgment (jlh) (Entered: 10/01/1997)
09/30/1997	55	MOTION by Karyl Hayes for summary judgment (jlh) (Entered: 10/01/1997)
09/30/1997	56	MEMORANDUM by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov in support of [55-1] motion for summary judgment, [54-1] motion for final summary judgment, [53-1] motion for final summary judgment, [52-1] motion for final summary judgment (jlh) (Entered: 10/01/1997)
09/30/1997	57	NOTICE of affidavits of Karyl Hayes and Jennifer Burke by Prison Health Ser., America Service with attachments (jlh) (Entered: 10/01/1997)
09/30/1997	58	NOTICE of filing affidavit of Sandra Spikes in support of moiton for summary judgment by America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov (jlh) (Entered: 10/01/1997)
09/30/1997	59	STIPULATION regarding medical records filed by defendant Prison Health Ser., defendant America Service, defendant Sandra Spikes, defendant Karyl Hayes, defendant Dana Ostrov . (jlh) (Entered: 10/01/1997)
09/30/1997	60	MOTION by Chare Lu Safer with memorandum in support for summary judgment as to count XXX of the complaint (jlh) (Entered: 10/01/1997)
09/30/1997	61	MOTION by Diane Jackson for summary judgment (jlh) (Entered: 10/01/1997)
09/30/1997	62	MEMORANDUM by Diane Jackson in support of [61-1] motion for summary judgment with attachments (jlh) (Entered: 10/01/1997)
09/30/1997	63	NOTICE of intent to supplement the record in support of defendant motion for summary judgment by Chare Lu Safer (jlh) (Entered: 10/01/1997)
10/14/1997	64	NOTICE of filing deposition transcript in support of defendant Chare Lue Safer's motion for summary judgment by Chare Lu Safer. (wlb) (Entered: 10/15/1997)
10/14/1997	65	DEPOSITION (copy) of Deborah Borelli, RN by Chare Lu Safer re: [60-1] motion for summary judgment as to count XXX of the complaint Transcript filed separately. (wlb) (Entered: 10/15/1997)
10/15/1997	66	NOTICE regarding accelerated trial calendar. (em) (Entered: 10/15/1997)
10/15/1997	67	EXHIBIT LIST by Diane Jackson (wlb) (Entered: 10/20/1997)
10/20/1997	68	CORRECTED CERTIFICATE OF SERVICE of [59-1] stipulation by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov (jlh) (Entered: 10/22/1997)
10/20/1997	69	CORRECTED CERTIFICATE OF SERVICE of [58-1] notice by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov (jlh) (Entered: 10/22/1997)

		10/22/1997)
10/21/1997	70	NOTICE of filing expert witness reports by Donald Nelson (jlh) (Entered: 10/22/1997)
10/21/1997	71	MEMORANDUM by Donald Nelson in opposition to [61-1] motion for summary judgment, [60-1] motion for summary judgment as to count XXX of the complaint, [55-1] motion for summary judgment, [54-1] motion for final summary judgment, [53-1] motion for final summary judgment, [52-1] motion for final summary judgment (jlh) (Entered: 10/22/1997)
10/21/1997	72	RESPONSE by Donald Nelson in opposition to [60-1] motion for summary judgment as to count XXX of the complaint (jlh) (Entered: 10/22/1997)
10/21/1997	73	RESPONSE by Donald Nelson in opposition to [61-1] motion for summary judgment (jlh) (Entered: 10/22/1997)
10/21/1997	74	RESPONSE by Donald Nelson in opposition to [55-1] motion for summary judgment (jlh) (Entered: 10/22/1997)
10/21/1997	75	RESPONSE by Donald Nelson in opposition to [53-1] motion for final summary judgment (jlh) (Entered: 10/22/1997)
10/21/1997	76	RESPONSE by Donald Nelson in opposition to [54-1] motion for final summary judgment (jlh) (Entered: 10/22/1997)
10/21/1997	77	RESPONSE by Donald Nelson in opposition to [52-1] motion for final summary judgment (jlh) (Entered: 10/22/1997)
10/21/1997	78	NOTICE of filing affidavits and various documents in opposition to defendants motions for summary judgment by Donald Nelson with exhibits attached (jlh) (Entered: 10/22/1997)
10/21/1997	79	NOTICE of filing depositions by Donald Nelson (jlh) (Entered: 10/22/1997)
10/21/1997	80	DEPOSITION of Chare Lu Safer by Donald Nelson re: [77-1] opposition response, [76-1] opposition response, [75-1] opposition response, [74-1] opposition response, [73-1] opposition response, [72-1] opposition response Transcript filed separately. (jlh) (Entered: 10/22/1997)
10/21/1997	81	DEPOSITION of Linda Rueckert by Donald Nelson re: [77-1] opposition response, [76-1] opposition response, [75-1] opposition response, [74-1] opposition response, [73-1] opposition response, [72-1] opposition response Transcript filed separately. (jlh) (Entered: 10/22/1997)
10/21/1997	82	NOTICE of filing depositions by Donald Nelson (jlh) (Entered: 10/22/1997)
10/21/1997	83	DEPOSITION of Sandra Spikes by Donald Nelson re: [77-1] opposition response, [76-1] opposition response, [75-1] opposition response, [74-1] opposition response, [73-1] opposition response, [72-1] opposition response Transcript filed separately. (jlh) (Entered: 10/22/1997)
10/21/1997	84	DEPOSITION of Karyl Hayes by Donald Nelson re: [77-1] opposition response, [76-1] opposition response, [75-1] opposition response, [74-1] opposition response, [73-1] opposition response, [72-1] opposition response Transcript filed separately. (jlh) (Entered: 10/22/1997)

10/21/1997	85	NOTICE of filing deposition by Diane Jackson (jlh) (Entered: 10/22/1997)
10/21/1997	86	DEPOSITION of Diane Jackson by Diane Jackson re: [61-1] motion for summary judgment Transcript filed separately. (jlh) (Entered: 10/22/1997)
10/28/1997	87	ORDER granting [48-1] motion to take deposition of person confined in prison, granting [47-1] motion to take deposition of person confined in prison (Signed by Magistrate Judge Thomas G. Wilson) ctc (jlh) (Entered: 10/28/1997)
12/11/1997	88	NOTICE of trial conflict by Prison Health Ser. (map) (Entered: 12/15/1997)
12/30/1997	89	ORDER granting [31-2] motion to strike complaint granting [37-2] motion to strike insofar as Counts XI, XII, XIII, XVII, XVIII, XIX, XX, XXI, XXIII, are ordered stricken from the complaint (Signed by Judge Susan C. Bucklew ctc (jlh) (Entered: 12/30/1997)
12/30/1997	90	ORDER granting in part, denying in part [37-1] motion to dismiss, granted as to defendant Rice i his individual capacity counts XV and XXVII ans as to the medical malpractice clams against Rice in his official capacity as Sheriff Count III and against Pinellas County Count IV but the motion is denied as to the section 1983 claims against the Sheriff in his official capacity Count XXVI and against Pinellas County Count XXVIII; denying [52-1] motion for final summary judgment granting in part, denying in part [53-1] motion for final summary judgment in sofar as summary judgment in her favor is granted as to the section 1983 claim Count XXXI but not as to medical malpractice claim Count VII; denying [54-1] motion for final summary judgment granting in part, denying in part [55-1] motion for summary judgment insofar as summary judgment in her favor is granted as to the section 1983 claim Count XXXII but not as to the medical malpractice claim Count VIII; denying [60-1] motion for summary judgment as to count XXX of the complaint; denying [61-1] motion for summary judgment; denying [31-1] motion to dismiss (Signed by Judge Susan C. Bucklew) ctc (jlh) (Entered: 12/30/1997)
12/30/1997	91	NOTICE of Hearing: reset pretrial conference for 11:00 1/14/98 Scheduled for Magistrate Judge Thomas G. Wilson ctc (jlh) (Entered: 12/31/1997)
12/31/1997	92	WITNESS LIST by Diane Jackson. (ag) (Entered: 12/31/1997)
12/31/1997	92	EXHIBIT LIST by Diane Jackson. (ag) (Entered: 12/31/1997)
01/07/1998	93	MOTION by Donald Nelson with memorandum in support to take video deposition for use at trial of former detention deputy Alicia Nix referred to Magistrate Judge Thomas G. Wilson (jlh) (Entered: 01/09/1998)
01/07/1998	94	MOTION by Donald Nelson with memorandum in support to take video deposition for use at trial of Dr. Linda Smith referred to Magistrate Judge Thomas G. Wilson (jlh) (Entered: 01/09/1998)
01/08/1998	95	MOTION by Donald Nelson with memorandum in support to amend [2-1] complaint to add claim for punitive damages (jlh) (Entered: 01/09/1998)
01/08/1998	96	NOTICE of filing sworn statement of detention Deputy Alicia Nix by Donald Nelson (jlh) (Entered: 01/09/1998)

01/08/1998	97	MOTION by Diane Jackson to strike plaintiff's expert referred to Magistrate Judge Thomas G. Wilson (wlb) (Entered: 01/12/1998)
01/09/1998	98	PRETRIAL STATEMENT. (jlh) (Entered: 01/13/1998)
01/14/1998	99	AMENDED CERTIFICATE OF SERVICE of [97-1] motion to strike plaintiff's expert by Diane Jackson. (ag) (Entered: 01/15/1998)
01/14/1998	100	MINUTE ENTRY: pretrial conference held on 1/14/98 before Judge Thomas G. Wilson; Tape # 8/335-3752. (ag) (Entered: 01/15/1998)
01/15/1998	101	TRIAL CALENDAR for trial term 2/2/98 (Signed by Judge Susan C. Bucklew) ctc (wlb) (Entered: 01/16/1998)
01/16/1998	102	PRETRIAL ORDER filed. (Signed by Magistrate Judge Thomas G. Wilson) ctc (jlh) (Entered: 01/16/1998)
01/20/1998	103	RESPONSE by Chare Lu Safer to [94-1] motion to take video deposition for use at trial of Dr. Linda Smith, [93-1] motion to take video deposition for use at trial of former detention deputy Alicia Nix (wlb) (Entered: 01/22/1998)
01/21/1998	104	RESPONSE with memorandum of law by Donald Nelson in opposition to [97-1] motion to strike plaintiff's expert witness, Dr. Peter Rossi. (exhibits attached) (wlb) Modified on 01/23/1998 (Entered: 01/23/1998)
01/21/1998	115	MOTION by Donald Nelson with memorandum in support to strike expert witness, Dr. Brian Pierpont referred to Magistrate Judge Thomas G. Wilson (jlh) Modified on 01/28/1998 (Entered: 01/28/1998)
01/22/1998	105	RESPONSE by Diane Jackson in opposition to [94-1] motion to take video deposition for use at trial of Dr. Linda Smith (jlh) (Entered: 01/23/1998)
01/22/1998	106	RESPONSE by Diane Jackson in opposition to [93-1] motion to take video deposition for use at trial of former detention deputy Alicia Nix (jlh) (Entered: 01/23/1998)
01/22/1998	107	RESPONSE by Diane Jackson in opposition to [95-1] motion to amend [2-1] complaint to add claim for punitive damages (jlh) (Entered: 01/23/1998)
01/22/1998	108	RESPONSE by Chare Lu Safer to [95-1] motion to amend [2-1] complaint to add claim for punitive damages (jlh) (Entered: 01/23/1998)
01/23/1998	109	MEMORANDUM by Prison Health Ser., America Service, Dana Ostrov in opposition to [95-1] motion to amend [2-1] complaint to add claim for punitive damages (jlh) (Entered: 01/23/1998)
01/23/1998	110	Amended [97-1] motion to strike expert (amended) by Diane Jackson referred to Magistrate Judge Thomas G. Wilson (jlh) (Entered: 01/26/1998)
01/26/1998	112	RESPONSE by Donald Nelson in opposition to [110-1] amended motion to strike expert witness, Dr. Peter Rossi with attachments (jlh) Modified on 01/29/1998 (Entered: 01/27/1998)
01/26/1998	113	MEMORANDUM by Diane Jackson in support of [110-1] amended motion to strike expert (amended) (jlh) (Entered: 01/28/1998)

01/26/1998	114	JOINDER in [110-1] amended motion to strike expert by Prison Health Ser., America Service, Sandra Spikes, Hayes, Dana Ostrov (jlh) (Entered: 01/28/1998)
01/26/1998	116	RESPONSE by Diane Jackson to [115-1] motion to strike expert witness, Dr. Brian Pierpont (jlh) (Entered: 01/28/1998)
01/26/1998	117	MOTION by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov with memorandum in support to extend time in which to file proposed jury instructions, proposed voir dire, and verdict form (jlh) (Entered: 01/28/1998)
01/27/1998	111	DESIGNATION of depositions to be read at trial by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov (jlh) (Entered: 01/27/1998)
01/27/1998	118	JOINDER in [113-1] support memorandum of defendant Diane Jackson's amended motion to strike plaintiff's expert, Dr. Peter Rossi by Prison Health Ser., America Service, Sandra Spikes, Karyl Hayes, Dana Ostrov (jlh) (Entered: 01/28/1998)
01/27/1998	119	DESIGNATION of depositions by Diane Jackson (jlh) (Entered: 01/28/1998)
01/27/1998	120	RESPONSE by Donald Nelson in opposition to [113-1] support memorandum (jlh) (Entered: 01/28/1998)
01/27/1998	121	NOTICE of filing jury instructions, jury verdict form and voir dire by Donald Nelson (jlh) (Entered: 01/28/1998)
01/27/1998	122	PROPOSED voir dire questions by Donald Nelson (jlh) (Entered: 01/28/1998)
01/27/1998	123	PROPOSED Verdict Form filed by Donald Nelson (jlh) (Entered: 01/28/1998)
01/27/1998	124	PROPOSED jury instructions by Donald Nelson (jlh) (Entered: 01/28/1998)
01/27/1998	125	PROPOSED jury instructions by Diane Jackson (jlh) (Entered: 01/28/1998)
01/28/1998	126	MOTION by America Service, Everett S. Rice, Sandra Spikes, Karyl Hayes, Dana Ostrov with memorandum in support for leave to file supplement exhibit list (jlh) (Entered: 01/29/1998)
01/28/1998	127	JOINDER in [106-1] opposition response to motion for taking the video deposition for use at trial of former detention deputy Alicia Nix by America Service, Everett S. Rice, Sandra Spikes, Karyl Hayes, Dana Ostrov (jlh) (Entered: 01/29/1998)
01/28/1998	128	TRIAL BRIEF by Diane Jackson (jlh) (Entered: 01/29/1998)
01/28/1998	129	PROPOSED voir dire questions by Diane Jackson (jlh) (Entered: 01/29/1998)
01/28/1998	130	PROPOSED Verdict Form filed by Diane Jackson (jlh) (Entered: 01/29/1998)
01/30/1998	131	AMENDED WITNESS LIST by Diane Jackson (jlh) (Entered: 02/02/1998)
01/30/1998	131	AMENDED EXHIBIT LIST by Diane Jackson (jlh) (Entered: 02/02/1998)
02/03/1998	132	NOTICE OF SETTLEMENT filed by Donald Nelson (wlb) (Entered: 02/03/1998)

02/03/1998	133	STIPULATION for dismissal with prejudice as to defendant Chare Lu Safer by defendant Chare Lu Safer. (proposed order attached) (wlb) (Entered: 02/03/1998)
02/04/1998	134	MEDIATION REPORT. Mediation Hearing Held: 1/30/98. Jerry L. Newman, Mediator. Hearing Outcome: settled (jlh) (Entered: 02/06/1998)
02/10/1998	135	ORDER granting/approving [134-1] mediation report of settlement, and dismissing action without prejudice to right of parties' moving to reopen for good cause within 60 days or submitting stipulated form of final judgment. (Signed by Judge Susan C. Bucklew) ctc (map) (Entered: 02/11/1998)
02/11/1998		CASE CLOSED. (map) (Entered: 02/11/1998)
08/25/1998	136	STIPULATION of dismissal, and that each party shall bear their own costs and attorney's fees by plaintiff Donald Nelson, defendant Prison Health Ser., defendant America Service, defendant Everett S. Rice, defendant Pinellas County, defendant State of Florida, defendant Diane Jackson, defendant Chare Lu Safer, defendant Sandra Spikes, defendant Karyl Hayes, defendant Dana Ostrov, defendant J. Klieaver, defendant X Entity, defendant Y Entity, defendant Z Entity . (wlb) (Entered: 08/26/1998)
08/25/1998		ENDORSED ORDER granting [136-1] stipulation of dismissal with prejudice, and that each party shall bear their own costs and attorney's fees (Signed by Judge Susan C. Bucklew) MFR Number 116/2198 ctc (wlb) (Entered: 08/26/1998)

PACER Service Center

Transaction Receipt

04/07/2006 17:17:03

PACER Login:	hs0328	Client Code:	
Description:	Docket Report	Search Criteria:	8:96-cv-00682-SCB
Billable Pages:	8	Cost:	0.64