

**General Docket  
Eighth Circuit Court of Appeals**

**Court of Appeals Docket #:** 12-3185

**Docketed:** 09/17/2012

**Nature of Suit:** 3555 Prison Condition

**Termed:** 06/12/2013

Gregory Holt v. Ray Hobbs, et al

**Appeal From:** U.S. District Court for the Eastern District of Arkansas - Pine Bluff

**Fee Status:** plra

**Case Type Information:**

- 1) Prisoner
- 2) State
- 3) Civil Rights

Gregory Houston Holt, also known as Abdul  
Maalik Muhammad (State Prisoner: 129616)  
Plaintiff - Appellant

Gregory Houston Holt  
[NTC Pro Se]  
VARNER CORRECTIONAL FACILITY  
P.O. Box 600  
Grady, AR 71644-0600

v.

Ray Hobbs, Director, Arkansas Department of  
Correction  
Defendant - Appellee

Christine Ann Cryer, Assistant Attorney General  
[NTC Asst. Atty General]  
ATTORNEY GENERAL'S OFFICE  
Firm: 501-682-2007  
200 Catlett-Prien Building  
323 Center Street  
Little Rock, AR 72201-0000

Gaylon Lay, Warden, Cummins Unit, ADC  
Defendant - Appellee

Christine Ann Cryer, Assistant Attorney General  
[NTC Asst. Atty General]  
(see above)

D W Tate, Captain, Cummins Unit, Arkansas  
Department of Correction  
Defendant - Appellee

Christine Ann Cryer, Assistant Attorney General  
[NTC Asst. Atty General]  
(see above)

V. R. Robertson, Major, Cummins Unit, Arkansas  
Department of Correction  
Defendant - Appellee

Christine Ann Cryer, Assistant Attorney General  
[NTC Asst. Atty General]  
(see above)

M. Richardson, Sgt., Cummins Unit, Arkansas  
Department of Correction  
Defendant - Appellee

Christine Ann Cryer, Assistant Attorney General  
[NTC Asst. Atty General]  
(see above)

Larry May, Chief Deputy Director, Arkansas  
Department of Correction  
Defendant - Appellee

Christine Ann Cryer, Assistant Attorney General  
[NTC Asst. Atty General]  
(see above)







Gregory Houston Holt, also known as Abdul Maalik Muhammad














Plaintiff - Appellant












v.

Ray Hobbs, Director, Arkansas Department of Correction; Gaylon Lay, Warden, Cummins Unit, ADC; D W Tate, Captain, Cummins Unit, Arkansas Department of Correction; V. R. Robertson, Major, Cummins Unit, Arkansas Department of Correction; M. Richardson, Sgt., Cummins Unit, Arkansas Department of Correction; Larry May, Chief Deputy Director, Arkansas Department of Correction












Defendants - Appellees

09/17/2012		Prisoner case docketed. [3954057] [12-3185] (EDG)
	5 pg, 19.62 KB	
09/17/2012		Originating court document filed consisting of notice of appeal, docket entries, Recommendation dated 1/27/12, Order and Judgment both dated 3/23/12, and Order dated 9/13/12 from the district court. [3954066] [12-3185] (EDG)
	34 pg, 386.85 KB	
09/17/2012		CLERK ORDER:If the original file of the United States District Court is available for review in electronic format, the court will rely on the electronic version of the record in its review. The appendices required by Eighth Circuit Rule 30A shall not be required. In accordance with Eighth Circuit Local Rule 30A(a)(2), the Clerk of the United States District Court is requested to forward to this Court forthwith any portions of the original record which are not available in an electronic format through PACER, including any documents maintained in paper format or filed under seal, exhibits, administrative records and state court files. Kindly submit these documents within 10 days. [3954067] [12-3185] (EDG)
	1 pg, 5.59 KB	
09/17/2012		APPEARANCE filed by Christine A. Cryer for Appellees Ray Hobbs, Gaylon Lay, Mr. Larry May, M. Richardson, V. R. Robertson and D W Tate w/service 09/17/2012 [3954103] [12-3185] (CAC)
	1 pg, 16.32 KB	
09/19/2012		BRIEFING SCHEDULE SET AS FOLLOWS: If the original file of the U.S. District Court is available for review in electronic format, the court will rely on the electronic version of the record in its review. The appendices required by 8th Circuit Rule 30A shall not be required. In accordance with 8th Circuit Local Rule 30A (a)(2), the clerk of the United States District Court is requested to forward to this Court forthwith any portions of the original record which are not available in an electronic format or filed under seal, exhibits, administrative records and state court files. BRIEF OF APPELLANT Gregory Houston Holt due 10/29/2012. Appellee brief is due 30 days from the date the court issues the Notice of Docket Activity filing the brief of appellant. Appellant reply brief is due 14 days from the date the court issues the Notice of Docket Activity filing the appellee brief. [3955041] [12-3185] (EDG)
	2 pg, 13.71 KB	
09/21/2012		MOTION for appointment of counsel, filed by pro se Appellant Mr. Gregory Houston Holt; w/service by USCA8 on 09/25/2012. [3956425] [12-3185] (DMW)
	3 pg, 54.06 KB	

09/27/2012	 1 pg, 5.45 KB	JUDGE ORDER: <a href="#">[3956425-2]</a> The motion for appointment of counsel, filed by Appellant Mr. Gregory Houston Holt, has been considered by the court and is hereby denied. --Adp Oct 2012 [3957808] [12-3185] (DMW)
09/28/2012	 4 pg, 82.08 KB	MOTION to stay/hold briefing schedule in abeyance pending a ruling on motion for appointment of counsel (with cover letter requesting copy of pleadings and concerning name); filed by pro se Appellant Mr. Gregory Houston Holt; w/service by USCA8 on 10/02/2012. [3959174] [12-3185] (DMW)
10/02/2012	 1 pg, 5.61 KB	CLERK ORDER: Appellant's motion to stay the briefing schedule pending ruling on motion for appointment of counsel is hereby denied as moot <a href="#">[3959174-2]</a> . The motion for appointment of counsel was denied on September 27, 2012. [3959176] [12-3185] (DMW)
10/02/2012	 1 pg, 77.37 KB	CLERK LETTER sent to appellant regarding requested copies and additional name. [3959177] [12-3185] (DMW)
10/05/2012	 3 pg, 48.98 KB	MOTION for Transcript at Public Expense, filed by Appellant Mr. Gregory Houston Holt, w/service 10/03/2012. [3961417] [12-3185] (LAB)
10/15/2012	 1 pg, 5.11 KB	JUDGE ORDER: <a href="#">[3961417-2]</a> The motion for transcript at government expense has been considered by the court and is denied. -- . Adp Oct 2012 [3963588] [12-3185] (DMS)
10/17/2012	 3 pg, 50.63 KB	MOTION for extension of time to file brief, filed by Appellant Mr. Gregory Houston Holt w/service 10/15/2012. [3966276] [12-3185] (SRD)
10/22/2012	 1 pg, 5.04 KB	CLERK ORDER:Granting <a href="#">[3966276-2]</a> motion for extension of time to file brief filed by Appellant Mr. Gregory Houston Holt. Brief of Gregory Houston Holt due 11/13/2012 [3966278] [12-3185] (SRD)
10/25/2012	 23 pg, 568.83 KB	<b>BRIEF FILED</b> - APPELLANT BRIEF filed by Mr. Gregory Houston Holt; w/service by USCA8 on 10/29/2012, FIVE Copies; Length: 18 pages. <b>Brief of Ray Hobbs, Gaylon Lay, Larry May, M. Richardson, V. R. Robertson and D W Tate due on 11/26/2012</b> [3968879] [12-3185]--[Edited 10/30/2012 by SRD] (DMW)
11/02/2012	 3 pg, 44.14 KB	LETTER from Appellant Mr. Gregory Houston Holt in 12-3185, 12-3556 inquiring about the cases; w/service 11/05/2012 [3971491] [12-3185, 12-3556] (DMW)
11/05/2012	 1 pg, 8.26 KB	CLERK LETTER sent to appellant in response to his letter of inquiry dated 10-30-2012. [3971494] [12-3185, 12-3556] (DMW)
11/20/2012	 3 pg, 82.56 KB	MOTION for extension of time to file brief until 12/10/2012 at 05:00 pm, filed by Attorney Ms. Christine Ann Cryer for Appellees D W Tate, Mr. Larry May, Gaylon Lay, Ray Hobbs, V. R. Robertson and M. Richardson w/service 11/20/2012. [3976982] [12-3185] (CAC)
11/21/2012	 1 pg, 70.17 KB	CLERK ORDER: Granting <a href="#">[3976982-2]</a> motion for extension of time to file brief filed by Ms. Christine Ann Cryer. Brief of Ray Hobbs, Gaylon Lay, Larry May, M. Richardson, V. R. Robertson and D W Tate due 12/10/2012. [3977367] [12-3185] (DMW)

11/26/2012	 2 pg, 22.43 KB	LETTER from Appellant Mr. Gregory Houston Holt inquiring as to the status of the case. w/service 11/29/2012 by USCA-8. [3979768] [12-3185] (MDS)
11/29/2012	 1 pg, 24.94 KB	CLERK LETTER sent regarding appellant's inquiry as to the status of the case. [3979786] [12-3185, 12-3556] (MDS)
12/10/2012	 0 pg, 0 KB	APPELLEE brief of Ray Hobbs, Gaylon Lay, Mr. Larry May, M. Richardson, V. R. Robertson and D W Tate submitted for review. The time for filing the subsequent brief does not begin to run until the brief has been approved and filed. [3983201] [12-3185] (CAC)
12/10/2012	 0 pg, 0 KB	Addendum of APPELLEE submitted for review by Ray Hobbs, Gaylon Lay, Mr. Larry May, M. Richardson, V. R. Robertson and D W Tate [3983203] [12-3185]--[Edited 12/11/2012 by LMT] (CAC)
12/11/2012	 1 pg, 8.29 KB	Brief deficiency notice sent to counsel, Attorney Ms. Christine Ann Cryer for Appellees D W Tate, Mr. Larry May, Gaylon Lay, Ray Hobbs, V. R. Robertson and M. Richardson. [3983385] [12-3185] (LMT)
12/11/2012	 0 pg, 0 KB	APPELLEE brief of Ray Hobbs, Gaylon Lay, Mr. Larry May, M. Richardson, V. R. Robertson and D W Tate submitted for review. The time for filing the subsequent brief does not begin to run until the brief has been approved and filed. [3983388] [12-3185] (CAC)
12/11/2012	 21 pg, 813.4 KB	<b>ADDENDUM</b> of APPELLEE FILED by Appellees Ray Hobbs, et al.. w/service 12/10/2012 [3983389] [12-3185] (LMT)
12/11/2012	 30 pg, 260.15 KB	<b>BRIEF FILED</b> - APPELLEE BRIEF filed by Ray Hobbs, et al. w/service 12/10/2012 , Length: 4414 words <b>10 COPIES OF PAPER BRIEFS FROM Ray Hobbs due 12/17/2012 WITH revised certificate of service for paper briefs</b> [3983468] [12-3185] (Edited to reflect no reply brief due date set at this time. Deadline to be established upon filing of paper appellee brief)-- [Edited 12/12/2012 by LMT] (LMT)
12/12/2012		Paper copies Appellee/Respondent brief, [ <a href="#">3983468-2</a> ] filed by Ray Hobbs, et al. 10 paper copies received. w/Addendum attached [3985170] [12-3185]--[Edited 12/14/2012 by LMT] (LMT)
12/17/2012	 6 pg, 65.73 KB	MOTION for extension of time to file reply brief, filed by pro se Appellant Mr. Gregory Houston Holt; w/service by USCA8 on 12/19/2012. [3986765] [12-3185] (DMW)
12/19/2012	 1 pg, 5.31 KB	CLERK ORDER: Granting [ <a href="#">3986765-2</a> ] motion for extension of time to file brief filed by Appellant Mr. Gregory Houston Holt. Reply brief of Gregory Houston Holt due 01/09/2013 [3986767] [12-3185] (DMW)
12/26/2012	 20 pg, 431.8 KB	<b>BRIEF FILED</b> - APPELLANT REPLY BRIEF filed by Mr. Gregory Houston Holt. w/service 12/21/2012; 5 copies by USCA-8. , Length: 19 pages. [3990349] [12-3185] (MDS)
01/10/2013		RECORD FILED - MISC. RECORD, Location STL, Comments: 1 envelope containing 1 CD of Hearing held on 1/14/2012 [ Return to the District Court at end of case], Source Location: USDC / EA [3993152]

[12-3185] (STL)

01/14/2013	 2 pg, 29.6 KB	Mail sent to Appellant Mr. Gregory Houston Holt on 01/03/2013 was returned on 01/14/2013 Reason Mail Returned: Pursuant to appellant's request, a file-stamped copy of his REPLY brief was mailed to him in his SASE on 1/3/13. However, this item was returned for insufficient funds on the SASE. [3994598] [12-3185] (DMW)
01/14/2013	 2 pg, 27.74 KB	LETTER from Appellant Mr. Gregory Houston Holt requesting of file-stamped copy Reply brief; w/service by USCA8 on 01/15/2013. (FILE-STAMPED COPY OF REPLY BRIEF WAS MAILED on 1/3/13, but was returned b/c SASE has insufficient postage. A COPY OF REPLY BRIEF IS BEING MAILED TO APPELLANT again on 1/15/13.) [3994605] [12-3185] (DMW)
03/07/2013	 3 pg, 58.01 KB	<b>BRIEF FILED</b> - "SUPPLEMENT TO BRIEF," filed by Pro Se Appellant Mr. Gregory Houston Holt; w/service by USCA8 on 03/07/2013, Length: 2 pages. [4012349] [12-3185] (DMW)
06/06/2013		CASE SUBMITTED Screening Case Submission before Judges Kermit E. Bye, Morris S. Arnold, Bobby E. Shepherd in St. Louis [4043125] [12-3185] (DMW)
06/12/2013	 4 pg, 62.35 KB	PER CURIAM OPINION FILED - THE COURT: Kermit E. Bye, Morris S. Arnold and Bobby E. Shepherd. --(UNPUBLISHED)-- [4044433] [12-3185] (DMW)
06/12/2013	 1 pg, 5.83 KB	<b>JUDGMENT FILED</b> - The judgment of the Originating Court is AFFIRMED in accordance with the opinion. --Scrg Spring 2013-- [4044435] [12-3185] (DMW)
06/25/2013	 4 pg, 53.1 KB	PETITION for enbanc rehearing and also for rehearing by panel filed by Pro Se Appellant Mr. Gregory Houston Holt; w/service by USCA8 on 06/26/2013. [4049083] [12-3185] (DMW)
07/17/2013	 1 pg, 5.18 KB	JUDGE ORDER: [ <a href="#">4049083-2</a> ] The petition for enbanc rehearing, filed by Appellant Mr. Gregory Houston Holt, is denied. The petition for panel rehearing is also denied [ <a href="#">4049083-3</a> ]. --Scrg Spring 2013 [4055622] [12-3185] (DMW)
07/24/2013	 1 pg, 5.24 KB	MANDATE ISSUED. [4057869] [12-3185] (DMW)
07/26/2013	 4 pg, 81.65 KB	MOTION to recall the mandate and stay the mandate pending petition for certiorari, filed by Pro Se Appellant Mr. Gregory Houston Holt; w/service by USCA8 on 07/29/2013. [4059118] [12-3185] (DMW)
08/01/2013	 1 pg, 5.54 KB	JUDGE ORDER: [ <a href="#">4059118-2</a> ] The motion to recall the mandate and to stay the mandate, filed by Appellant Mr. Gregory Houston Holt, has been considered by the court and is denied. --Scrg Spring 2013 [4060949] [12-3185] (DMW)
08/06/2013	 2 pg, 101.75 KB	CLERK LETTER sent returning petition for rehearing. [4062390] [12-3185] (DMW)

08/12/2013	 1 pg, 5.1 KB	RECORD RETURNED - MISC. RECORD, Comments: 1 envelope containing 1 CD of Hearing held on 1/14/2012 [ Return to the District Court at end of case], SENT -END OF CASE [4063909] [12-3185] (JJF)
08/12/2013	 3 pg, 35.38 KB	DOCUMENT FILED - Pro se document titled "Motion for Copies"- filed filed by Mr. Gregory Houston Holt; w/service by USCA8 on 08/13/2013 [4064437] [12-3185] (DMW)
08/13/2013	 1 pg, 7.71 KB	CLERK LETTER sent to Appellant Mr. Holt (providing copies of his pro se Petition for Rehearing and also his Motion to recal the mandate and stay the mandate). [4064438] [12-3185] (DMW)
08/21/2013	 2 pg, 28.53 KB	LETTER from Appellant Mr. Gregory Houston Holt inquiring about copies previously requested; w/service by USCA8 on 08/28/2013 [4069591] [12-3185] (DMW)
08/28/2013	 1 pg, 7.82 KB	CLERK LETTER sent to Appellant Mr. Holt in response of his letter dated 8/16/13. [4069594] [12-3185] (DMW)
10/10/2013	 2 pg, 63.49 KB	U.S. Supreme Court Notice of cert filed in the Supreme Court on 09/27/2013, case No. 13-6827 [4085782] [12-3185] (SRD)
11/14/2013	 1 pg, 25.19 KB	SUPREME COURT order filed--other. Order filed on 11/14/2013 in case No.13-6827. [4097011] [12-3185] (DMW)
03/03/2014	 2 pg, 88.61 KB	SUPREME COURT order filed granting leave to proceed in forma pauaperis and granting the petition for writ of certiorari. Order filed on 03/03/2014 in case No.13-6827. [4132628] [12-3185] (SRD)
07/15/2014	 1 pg, 7.73 KB	8th Circuit record sent to Supreme Court on 07/15/2014 - consisting of complete copy of pleadings file,all briefsof records and 1 volume of appendix. [12-3185] (JJF)
08/11/2014	 1 pg, 7.72 KB	8th Circuit record sent to Supreme Court on 08/11/2014 - consisting of our record and all of the briefs. [12-3185] (JJF)