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Memorandum

Date: January 3, 2011

To: Ms. Machelle Brush

Cc: Ms. Erika Cotton & Ms. Ann Parker - CCA

From: Pentecost & Glenn, PLLC

Melissa Tart – Legal Assistant

RE: HCCF Active Case Status Report

ANDERSON, Steven **#1:10-1029**
TDOC #230640

U.S. Western District
Filed: 2-5-10

Plaintiff filed a Complaint in District Court alleging interference with his alleged religious freedom and some type of allegations as to his received discipline.

Defendants are Joe Easterling, Rosie Kendrix, Robert Strickland, Fontella Mason, and Darlene Matthews

The District Court has issued an order for the complaint of the plaintiff to be reviewed by the pro se litigant review panel. At this time there has been no service of the complaint. We continue to review regarding any order of the court allowing the plaintiff's claims to continue.

BAILEY, Jamie **#16958**
TDOC #374857

Hardeman Co. Chancery
Filed: 3-23-10

Plaintiff has filed a complaint in the Chancery Court of Hardeman County alleging conversion or destruction of his personal property. He has brought a claim for \$40.00.

DOTY, Anthony
TDOC #W246639

#8908

Hardeman Co. Circuit
Filed: 6-2-98

Plaintiff alleges that upon his transfer from Wisconsin he was advised that he could not keep certain items of his personal property at HCCF. Plaintiff states that he arranged for Beth Resop to come to HCCF and pickup the items; however upon her arrival the items could not be located. Plaintiffs allege that Ms. Resop had to stay in Hardeman County and incurred several expenses and almost lost her job due to the detainment in TN

HCCF is the Defendant in this matter.

An Order was entered by the trial court holding this matter in abeyance (the Judge has placed the case on "hold") due to the Plaintiff's incarceration. However, the Plaintiff is serving a life sentence. Our office continues to monitor this case.

FRANKLIN, Cletus
TDOC #345581

#10-1108

U.S. Western District Ct.
Filed: 5-6-10

Plaintiff has filed a claim in District Ct. regarding deliberate indifference as to his dental care. Plaintiff alleges he suffered severe tooth aches over a prolonged period of time without receiving proper dental care. Plaintiff alleges he made numerous requests for dental care and was denied said care.

Defendants are Hardeman County Correctional Facility, Warden Joseph Easterling, Barbara Buford, Dr. Kenneth Beard, and Corrections Corporation of America

Plaintiff's Motion for Preliminary Injunction was dismissed by the Court upon hearing. We filed an Answer to Plaintiff's Amended Complaint and then filed our Motion for Summary Judgment and responded to the plaintiff's Motion for Summary Judgment at the same time. After filing those pleadings, the plaintiff signed our previous submitted order of dismissal with prejudice, and we submitted the Order to the Court. The Court signed the order without reservations and there is a final judgment since the plaintiff did not appeal. We have closed our file.

HARLAN, Marcellas

#04-1218

U.S. Western District Ct

TDOC #211002**Filed: 9-9-04**

Plaintiff has filed a claim in District Ct. regarding numerous claims of segregation, interference with grievances, conditions of confinement and then retaliation as to C/O Robertson. All claims and other defendants, including CCA, have been dismissed by the review order of the Court.

Defendants are Shirley Robertson

The inmate's complaint was reviewed by the pro se litigant review panel and all claims as to numerous individuals were dismissed. The Court has allowed the sole claim of retaliation to continue as to C/O Robertson under the low standard of dismissal. We have filed an answer.

INGRAM, James**#07-2798****U.S. Western District Ct****TDOC #****Filed: 12-12-07**

Plaintiff has alleged a violation of his Eighth Amendment, constitutional rights and excessive force. Plaintiff alleges that he was assaulted and restrained by Warden Turner and other prison officials which injured his left eye and that he was then denied medical care for his injuries.

Defendants are Glen Turner, Stephen Dotson and Tony Parker

The dismissal of this matter has become final and we have closed our file.

KRISLE, Willie**#2010cv32****Hardeman County Circuit****TDOC #****Filed: 8-2-10**

Plaintiff has filed a complaint in the Circuit Court of Hardeman County but there has been no service or summons issued. Plaintiff alleges that while he was sleeping his mattress slide off the bunk. He sustained a cut above his right eye. He has sued for \$75,000 in compensatory damages and \$150,000 for punitive.

Defendants are CCA and Joe Easterling

We were provided a copy of the plaintiff's complaint but there was no service of the complaint and we monitored. After discussions with the clerk, the Court ruled on plaintiff's indigent status and dismissed as to venue being proper in the claims commission. The plaintiff has not taken any further action to our knowledge. We have closed our file.

LEAVELL, Eric
TDOC # 291369

#16662

Hardeman County Chancery
Filed: 3-5-09

The Plaintiff alleges that unnecessary use of force was used on him during a medical emergency.

Defendants are Joe Easterling, Javoris Robertson, Danny Dodd and CCA

This case is currently pending in State Court. We have filed an Answer and have propounded written discovery to the Plaintiff and received his responses. We have recently received medical records that we requested from HCCF. We have taken the deposition of the Plaintiff. We are drafting a motion for summary judgment.

MITCHELL, Cedric
TDOC #305984

#1:08-1295

U.S. Western District Court
Filed: 11-21-2008

Plaintiff alleges he was retaliated against for filing a grievance and was left in handcuffs for over three hours. He claims that while he was in handcuffs in his cell he slipped and fell and knocked himself unconscious and cutting his head. The plaintiff sues for one million dollars.

Defendants are Kenneth Williams and Caleb Mayhue

Our Motion to Dismiss one of the served Defendant, Kenneth Williams, was granted by the Court for the Plaintiff's lack of prosecution and failure to respond to our motion. We have propounded written discovery to the Plaintiff, but did not receive responses. Accordingly, it was necessary for us to file a Motion to Compel with the Court. The Plaintiff has not responded to our discovery or the Motion to Compel, and we have yet to receive a ruling.

MORRIS, Kenny Ray **#1:10-1068** **U.S. Western District**
TDOC #351122 **Filed: 3-19-2010**

Plaintiff claims a denial of medical care. He asserts that he broke his finger in a basketball game at the facility, that he received x-rays, pain medications and was scheduled to see a doctor. After two months passed, he had not seen a doctor. By that time, his finger had healed improperly and it had to be re-broken and later required surgery. Nurse Lashon Conner is the only remaining named defendant in this matter, as Warden Easterling was dismissed. Plaintiff seeks pain and suffering damages along with loss of future wages.

Defendants are L. Connor

We are in the process of preparing a Motion for Summary Judgment addressing all of the Plaintiff's claims and intend to have that filed soon.

REED, Henry Joseph **#17019** **Hardeman County Chancery**
TDOC # 436754

Plaintiff alleges he is being denied the right to practice his Native American ceremonies. This matter is filed in the Chancery Court of Hardeman County and the State of Tennessee is also a named defendant. The plaintiff seeks injunctive relief and unspecified damages.

Defendants are Joe Easterling, Danny Dodd, Rosie Kendrix and Michael Peterson

We have filed an Answer and Motion to Dismiss and the Plaintiff has recently filed a response to our Motion to Dismiss. The State has also filed a motion to dismiss. It is our understanding that the plaintiff has been released from our facility and has been transferred to Wisconsin and therefore his claims are now moot in my opinion and will be filing a motion to dismiss with also the State.

WATERS, Reginol **#15949** **Hardeman County Chancery Ct**
TDOC #259758 **Filed: 9-27-06**

The plaintiff is alleging that we and the State undertook inappropriate action in requiring him to submit to a DNA test. The test was ordered by the court and was undertaken in a procedurally correct manner.

Defendants are Glen Turner, Patsy Clark, Sandra Gates and Nina Moss

After the Court of Appeals remanded the case for technical reasons that did not affect the grounds of our dismissal, the trial court entered a new order denying Plaintiff's motion to reconsider and dismissing his case. Plaintiff then filed an objection with the Court of Appeals concerning the costs previously taxed against him. The Court of Appeals denied the relief he sought. The Court of Appeals then dismissed his appeal for his filing an untimely notice of appeal. While plaintiff filed a petition for writ of certiorari to the Tennessee Supreme Court, the Court denied immediately and therefore we have closed this file.

WATERS, Reginol **#07-02-0262** **Hardeman County Circuit**
TDOC #259758

Plaintiff has brought this action in the Hardeman County Circuit court alleging that his Constitutional rights were violated through the gathering of his DNA sample. Plaintiff seeks \$400,000 in compensatory damages as well as punitive damages.

Defendants are Patsy Clark, Sandra Gates, Nina Moss, Thomas Brea, Robert E. Woods and Sharhonda Crowder.

After the trial court dismissed his case, Plaintiff filed a motion to reconsider. The trial court still has not ruled on Plaintiff's motion. (It has been approximately two years since Plaintiff's motion was filed).

WILHITE, Calvin **#2:09-2196** **U.S. Western District Court**
TDOC #103401

Plaintiff alleges that Defendants failed to protect him and violated his due process rights. Plaintiff claims that he was violently attacked by another inmate and that Defendants

failed to maintain a safe environment and failed to supervise their employees. Plaintiff has sued for \$1,000,000 in compensatory damages and unspecified injunctive relief.

Defendants are CCA, State of TN, HCCF, Joe Easterling and Jermaine Hugeley

Our Motion for Summary Judgment was granted. Plaintiff filed an appeal to the Sixth Circuit Court of Appeals and we have filed a Motion to Dismiss and are awaiting a ruling.