

LEAD, R/R, TERMED

**U.S. District Court
Western District of Tennessee (Memphis)
CIVIL DOCKET FOR CASE #: 2:87-cv-02191-JSG**

Myles, et al v. Totten, et al
Assigned to: Judge Julia S. Gibbons
Demand: \$0
Lead case: [2:87-cv-02191-JSG](#) ([View Member Cases](#))
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 03/18/1987
Jury Demand: None
Nature of Suit: 550 Prisoner: Civil
Rights
Jurisdiction: Federal Question

Plaintiff**Kenneth E. Myles**

represented by **Jef Feibelman**
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Plaintiff**Arthur Donell Gilliland**

represented by **Kathryn M. Swisher**
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Plaintiff**Donald Renee Starks**

represented by **Jef Feibelman**
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Lisa A. Krupicka
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Plaintiff

Henry Alexander Williams

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Plaintiff

Vincent Landers Brevard

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Plaintiff

Robert Brockert
Class Representative

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V.

Defendant

Ed Totten

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Defendant

Jack - Owens
Sheriff

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ThirdParty Plaintiff

Ed Totten

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ThirdParty Plaintiff

Jack - Owens

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V.

ThirdParty Defendant

Ned McWherter

represented by **Charles E. Robinson**
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ThirdParty Defendant

Stephen H. Norris

represented by **Charles E. Robinson**
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ThirdParty Defendant

W.J. Michael Cody

represented by **Charles E. Robinson**
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/18/1987	2	COMPLAINT: 42:1983 Violation of Civil Rights (Former Emp) (Entered: 12/07/1992)

07/27/1987	27	ANSWER by defendant Ed Totten, defendant Jack - Owens to [2-1] (Former Emp) (Entered: 12/07/1992)
08/18/1987	33	AMENDED COMPLAINT [2-1] by plaintiff Vincent Landers Brevard (Former Emp) (Entered: 12/07/1992)
08/18/1987	34	AMENDED COMPLAINT [2-1] by plaintiff Arthur Donell Gilliland (Former Emp) (Entered: 12/07/1992)
08/18/1987	35	AMENDED COMPLAINT [2-1] by plaintiff Arthur Donell Gilliland, plaintiff Vincent Landers Brevard (Former Emp) (Entered: 12/07/1992)
09/04/1987	37	ANSWER by defendant Ed Totten, defendant Jack - Owens to [35-1], to [34-1], to [33-1] (Former Emp) (Entered: 12/07/1992)
02/03/1988	45	ORDER by Judge Julia S. Gibbons consolidating cases 2:87-cv-2191 with member cases 2:87-cv-2273, 87-2429, 87-2341, 87-2276 and 87-2348 for Trial (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
04/06/1988	55	AMENDED COMPLAINT [35-1], [34-1], [33-1] (Former Emp) (Entered: 12/07/1992)
04/14/1988	56	ORDER by Judge Julia S. Gibbons consolidating cases for all administrative purposes, all pleadings filed in any of consolidated cases shall be filed in the designated LEAD CASE ONLY (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
05/05/1988	57	ORDER by Judge Julia S. Gibbons certifying class action - class consisting of all persons who are now confined or in the future will be confined in the Shelby County Jail. (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
09/02/1988	62	ANSWER to [55-1] AND THIRD PARTY COMPLAINT by defendant Ed Totten, defendant Jack Owens; adding Ned McWherter, Stephen H. Norris, W.J. Michael Cody as 3rd party Defts. (Former Emp) (Entered: 12/07/1992)
01/04/1989	74	ORDER by Judge Julia S. Gibbons bifurcating trial - constitutional issues bifurcated from relief issues; 3rd party claim is bifurcated from original claim (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
01/12/1989	145	ORDER by Judge Julia S. Gibbons PRELIMINARILY APPROVING MODIFICATION TO CONSENT ORDER (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
01/12/1989	146	NOTICE TO ALL PRESENT AND FUTURE INMATES OF THE SHELBY COUNTY JAIL (Former Emp) (Entered: 12/07/1992)
03/27/1989	86	PRELIMINARY INJUNCTION AS TO SHELBY COUNTY JAIL by Judge Julia S. Gibbons (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
06/21/1989	113	ORDER MODIFYING ORDER OF 3-27-89 by Judge Julia S. Gibbons re [86-1] (cc: all counsel) (Former Emp) (Entered: 12/07/1992)

08/16/1989	132	FINDINGS of fact and conclusions of law as to conditions issues by Judge Julia S. Gibbons (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
09/26/1989	135	ORDER by Judge Julia S. Gibbons PRELIMINARILY APPROVING CONSENT ORDER , and setting hearing 11-13-89 @ 9:00 AM (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
09/26/1989	136	NOTICE TO ALL PRESENT AND FUTURE INMATES OF THE SHELBY COUNTY JAIL (Former Emp) (Entered: 12/07/1992)
11/13/1989	140	MINUTES: HEARING ON APPROVAL OF CONSENT ORDER held 11/13/89 , and ORDER entered Granting Interim Relief and Requiring Submission of Long Term Plan (Former Emp) (Entered: 12/07/1992)
04/29/1991	164	ORDER by Judge Julia S. Gibbons ON DAMAGE CLAIMS OF INDIVIDUAL PLTFS. (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
09/25/1991	184	ORDER by Judge Julia S. Gibbons ON DAMAGE CLAIMS OF INDIVIDUAL PLTFS. - Clerk directed to set damage claims of Carlton Suggs and Henry Alexander Williams for Trial (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
01/09/1992	198	AMENDED AND SUPPLEMENTAL THIRD-PARTY COMPLAINT [62-2] by third-party plaintiff Ed Totten, third-party plaintiff Jack - Owens (Former Emp) (Entered: 12/07/1992)
01/09/1992	199	AMENDMENT TO SUPPLEMENTAL THIRD-PARTY COMPLAINT [198-1] by third-party plaintiff Ed Totten, third-party plaintiff Jack - Owens (Former Emp) (Entered: 12/07/1992)
01/14/1992	203	SECOND AMENDED AND SUPPLEMENTAL THIRD-PARTY COMPLAINT [199-1] by third-party plaintiff Ed Totten, third-party plaintiff Jack - Owens (Former Emp) (Entered: 12/07/1992)
03/13/1992	213	REPORT AND RECOMMENDATION that Complaint by Pltf. Williams be DISMISSED by Mag Judge James A. Allen (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
04/24/1992	215	ORDER by Judge Julia S. Gibbons DISMISSING DAMAGE CLAIM OF HENRY ALEXANDER WILLIAMS (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
07/14/1992	216	NOTICE OF COMPLIANCE TO COURT ORDER by plaintiff Carlton Suggs; Pltfs. Damage Claim (Former Emp) (Entered: 12/07/1992)
07/17/1992	218	Notice of filing the QUARTERLY REPORT from the Shelby County Justice System Administrator in Compliance with Court Order (Former Emp) (Entered: 12/07/1992)
09/18/1992	220	MOTION by plaintiff Henry Alexander Williams for status of case (Former Emp) (Entered: 12/07/1992)
10/30/1992	221	ORDER DIRECTING THE CLERK TO CLOSE CASES 87-2273, 87-

		2276, 87-2341, 87-2348, 87-2429, 88-2095, 88-2924 and 88-3004; ALL ISSUES PERTAINING TO INJUNCTIVE RELIEF CAN BE LITIGATED IN THE LEAD CLASS ACTION CASE NO. 87-2191-GA by Judge Julia S. Gibbons ; dismissing previously cited cases (cc: all counsel) (Former Emp) (Entered: 12/07/1992)
11/13/1992	222	MOTION by plaintiff Henry Alexander Williams for leave to file Petition for Writ of Mandamus (Former Emp) (Entered: 12/07/1992)
11/16/1992	223	MINUTES: Conference in Chambers - Present: Phil Whittenburg, Ernie Benson, Alan Smith and Terry Leggett (Former Emp) (Entered: 12/07/1992)
11/17/1992	224	SETTING LETTER: Status conference 12-15-92 @ 8:45 AM (Former Emp) (Entered: 12/07/1992)
12/11/1992	225	MOTION by plaintiff for temporary restraining order , or for preliminary injunction , or, in the alternative for issuance of contempt citation (Former Emp) (Entered: 12/11/1992)
12/11/1992	226	MEMORANDUM in support of motion for temporary restraining order [225-1], of motion for preliminary injunction [225-2], of motion for issuance of contempt citation [225-3] (Former Emp) (Entered: 12/11/1992)
12/15/1992	227	MINUTES: Status conference held 12/15/92; Third-Party claims to be discussed in Consent Order; Ray Nelson to make a report; Brian Kuhn advised that the Jail Case should be concluded in 30-45 days. Court set another status conference in Correctional Center Case onb 7-15-93 @ 8:45 AM (Former Emp) (Entered: 12/17/1992)
01/13/1993	228	ORDER ON MOTION REQUESTING LEAVE TO FILE PETITION FOR WRIT OF MANDAMUS by Judge Julia S. Gibbons re [222-1] (cc: all counsel) (Former Emp) (Entered: 01/13/1993)
01/14/1993	229	ORDER ON MOTION FOR TEMPORARY RESTRAINING ORDER OR PRELIMINARY INJUNCTION by Judge Julia S. Gibbons re [225-1], re [225-2] ; Court will not consider pro se motions filed by individual class members (cc: all counsel) (Former Emp) (Entered: 01/14/1993)
04/12/1993	230	SETTING LETTER ; Status conference 4/27/93 @ 9:00 a.m. (EHG) (Entered: 04/15/1993)
04/20/1993	231	(STATUS) QUARTERLY REPORT FROM SHELBY COUNTY JUSTICE SYSTEM ADMINISTRATOR ON COMPLIANCE WITH COURT ORDER... by defendants w/attachments (EHG) (Entered: 04/21/1993)
04/27/1993	232	SETTING LETTER ; Status conference set for 5/11/93 at 9:00 p.m. (Former Emp) (Entered: 04/29/1993)
04/27/1993	233	MINUTES: Conference in chambers; Mr. Dick Swiggart; Discussion of telephones in jail; Attys to discuss w/Mr. Ray Nelson the status of telephones; Status conference set for 5/11/93 at 9:00 a.m. Status

		conference held 4/27/93 (Former Emp) (Entered: 04/29/1993)
05/11/1993	234	MINUTES: CONFERENCE Discussion of telephones in jail. Court set another status conference 5-27-93 at 9:00 a.m. Send copy to Mr. Charles E. Robinson for information only. (JL) (Entered: 05/11/1993)
05/11/1993	234	MINUTES: (JL) (Entered: 05/11/1993)
05/11/1993	235	SETTING LETTER Pretrial conference 5/27/93 at 9:00 a.m. (JL) (Entered: 05/11/1993)
05/27/1993	236	MINUTES: CONFERENCE. Joint Petition filed to modify long-range plan to conclude the consent decree and end the case and motion to dismiss the third-party complaint filed. Court set 6-28-93 (9:00 a.m.) hearing to approve termination of consent decree. (JL) (Entered: 06/03/1993)
05/27/1993	237	MOTION/JOINT PETITION by plaintiffs and defendants to modify long-range plan, to conclude consent decree and end case, and to dismiss 3rd-party complaint (JL) (Entered: 06/03/1993)
06/01/1993	240	SETTING LETTER ; In-court hearing to approve termination of consent decree 6/28/93 at 9:00 a.m. (JL) (Entered: 06/07/1993)
06/03/1993	238	ORDER by Judge Julia S. Gibbons preliminarily granting motion to modify long-range plan and to conclude consent decree and end case. Court preliminarily/conditionally grants motion to dismiss 3rd-party complaint [237-1]. Attached Notice to be distributed/published to Shelby County Jail no later than 6/7/93. (cc: all counsel) (JL) (Entered: 06/03/1993)
06/03/1993	239	NOTICE TO ALL PRESENT AND FUTURE INMATES OF SHELBY COUNTY JAIL (attachment to Order [238-1]) to be distributed to Shelby County Jail no later than 6/7/93. Written objections to be submitted no later than 6/21/93. Hearing on any objections and to determine if consent order will be terminated/long-range plan will be modified to be held 6/28/93 at 9:00 a.m. (JL) (Entered: 06/03/1993)
06/18/1993	241	LETTER/COMMENTS from Dock Battles re lack of access to the Legal Room at Shelby County Jail to prepare for his defense/appeal. (JL) (Entered: 06/21/1993)
06/28/1993	242	MINUTES: Hearing to approve termination of consent decree. Judge Gibbons presiding. Court granted motion to modify consent decree. Plaintiff called Mr. Ray Nelson as witness. Defense called Sheriff Gilless. All proof concluded. Court to enter order on termination of consent decree. (JL) (Entered: 07/01/1993)
06/28/1993	243	EXHIBIT AND WITNESS list (JL) (Entered: 07/01/1993)
06/30/1993	244	ORDER by Judge Julia S. Gibbons approving modification of consent decree, terminating consent decree and dismissing entire case (cc: all counsel) (JL) (Entered: 07/01/1993)

07/07/1993	245	JUDGMENT: by Judge Julia S. Gibbons dismissing case (cc: all counsel) (JL) (Entered: 07/07/1993)
10/08/1993	246	MOTION by plaintiff Henry Alexander Williams for copies of proceedings in order to file appeal. (JL) (Entered: 10/13/1993)
10/19/1993	247	MOTION by plaintiff Henry Alexander Williams requesting copies of the above entitled cause and/or information concerning the filing of another civil rights complaint filed July 21, 1993 (Former Emp) (Entered: 10/20/1993)
10/29/1993	248	ORDER by Judge Julia S. Gibbons denying motion for free copies of proceedings in order to file appeal. [246-1] (cc: all counsel) (JL) (Entered: 11/01/1993)
01/11/1994	249	MOTION by plaintiff Anthony Clemente, plaintiff Keith Sheilds to reopen the consent decree (JL) (Entered: 01/12/1994)
01/12/1994	250	MOTION by plaintiff Anthony Clemente, plaintiff Keith Sheilds for appointment of counsel (JL) (Entered: 01/12/1994)
01/20/1994	251	ORDER by Chief Judge Julia S. Gibbons denying motion to reopen the consent decree [249-1] denying motion for appointment of counsel [250-1] (cc: all counsel) (JL) (Entered: 01/21/1994)
08/18/2000	252	CLERK'S NOTICE re Retrieval of Exhibits (cc: all counsel) (EHG) (Entered: 08/22/2000)

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