

**U.S. District Court
Western District of Virginia (Charlottesville)
CIVIL DOCKET FOR CASE #: 3:09-cv-00068-nkm-bwc**

Prison Legal News, Inc. v. Johnson
Assigned to: Judge Norman K. Moon
Referred to: Magistrate Judge B. Waugh Crigler
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 10/08/2009
Date Terminated: 11/23/2010
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Prison Legal News, Inc.

represented by **Adam K. Cook**
HUMAN RIGHTS DEFENSE CENTER
P O BOX 2420
WEST BRATTLEBORO, VT 05303
LEAD ATTORNEY
PRO HAC VICE
ATTORNEY TO BE NOTICED

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TERMINATED: 06/24/2010
PRO HAC VICE
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V.

Defendant

Gene M. Johnson

represented by **Mark Ralph Davis**
OFFICE OF THE ATTORNEY
GENERAL
900 EAST MAIN STREET
RICHMOND, VA 23219
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Email: mark.davis@oag.state.va.us

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

John Michael Parsons
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RICHMOND, VA 23219
804-786-8115
Fax: 804-786-4239
Email: jparsons@oag.state.va.us
ATTORNEY TO BE NOTICED

Defendant

John M. Jabe

represented by **Mark Ralph Davis**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

John Michael Parsons
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

W. D. Jennings

represented by **Mark Ralph Davis**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

John Michael Parsons
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Benjamin Wright

represented by **Mark Ralph Davis**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

John Michael Parsons
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

John Doe 1-5
TERMINATED: 05/07/2010

Defendant

Barbara Wheeler

represented by **John Michael Parsons**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Mark Ralph Davis
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Toni Cox

represented by **Mark Ralph Davis**
(See above for address)

*LEAD ATTORNEY
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John Michael Parsons
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ATTORNEY TO BE NOTICED

Defendant

Samuel Pruett

represented by **Mark Ralph Davis**
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*LEAD ATTORNEY
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John Michael Parsons
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ATTORNEY TO BE NOTICED

Defendant

R. W. Jamison

represented by **Mark Ralph Davis**
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*LEAD ATTORNEY
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John Michael Parsons
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ATTORNEY TO BE NOTICED

Defendant

Larry Collins

represented by **Mark Ralph Davis**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Barbara Gentry

represented by **Mark Ralph Davis**
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*LEAD ATTORNEY
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Defendant

Linda Leatherwood

represented by **Mark Ralph Davis**
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*LEAD ATTORNEY
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Defendant

Tammy Brown

represented by **Mark Ralph Davis**
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*LEAD ATTORNEY
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Defendant

Rita Bibbins

represented by **Mark Ralph Davis**
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*LEAD ATTORNEY
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Defendant

Lois Fegan

represented by **Mark Ralph Davis**
(See above for address)

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Date Filed	#	Docket Text
10/08/2009	<u>1</u>	COMPLAINT against Susan Wheeler, Toni Cox, Samuel Pruett, R. W. Jamison, Gene M. Johnson, John M. Jabe, W. D. Jennings, Benjamin Wright, John Doe 1-5 (Filing fee \$ 350.), filed by Prison Legal News, Inc.. 100 Day Notice due by 1/19/2010 120 Day Service due by 2/8/2010 (Attachments: # <u>1</u> Civil Cover Sheet)(hnw)
10/08/2009		Filing Fee Received: \$ 350.00, receipt number 1441 (hnw)
10/08/2009	<u>2</u>	Summons Issued as to Gene M. Johnson.(hnw)
10/08/2009	<u>3</u>	Summons Issued as to John M. Jabe.(hnw)
10/08/2009	<u>4</u>	Summons Issued as to W. D. Jennings.(hnw)
10/08/2009	<u>5</u>	Summons Issued as to Benjamin Wright.(hnw)
10/08/2009	<u>6</u>	Summons Issued as to Susan Wheeler.(hnw)
10/08/2009	<u>7</u>	Summons Issued as to Toni Cox.(hnw)
10/08/2009	<u>8</u>	Summons Issued as to Samuel Pruett.(hnw)
10/08/2009	<u>9</u>	Summons Issued as to R. W. Jamison.(hnw)
10/08/2009	10	Notice of Filing Deficiency – Lack of Corporate Disclosure Statement as to Prison Legal News, Inc. – Pursuant to Standing Order dated May 15, 2000, and the adoption of Rule 7.1 of the Federal Rules of Civil Procedures, effective December 1, 2002, nongovernmental corporate parties are now directed to file the above statement with their first appearance, pleading, motion or response. We ask that you comply with this rule change in the future. The corporate disclosure statement form is available on our public website at www.vawd.uscourts.gov . The form is located under forms on this web page. This form should be electronically filed in this matter within three (3) business days. (hnw)
10/08/2009	<u>11</u>	MOTION to Appear Pro Hac Vice by Prison Legal News, Inc.. (Rosenfield, Steven)
10/09/2009	<u>12</u>	ORDER granting <u>11</u> MOTION to Appear Pro Hac Vice; Daniel Manville. Signed by Judge Norman K. Moon on 10/09/2009. (mab)
10/12/2009	<u>13</u>	Positive Corporate Disclosure Statement by Prison Legal News, Inc.. (Rosenfield, Steven)
01/08/2010	<u>14</u>	NOTICE of Appearance by Mark Ralph Davis on behalf of Barbara Wheeler, Toni Cox, Samuel Pruett, R. W. Jamison, Gene M. Johnson, John M. Jabe, W. D. Jennings, Benjamin Wright (Davis, Mark)
01/08/2010	<u>15</u>	NOTICE of Appearance by John Michael Parsons on behalf of Toni Cox, Samuel Pruett, R. W. Jamison, Barbara Wheeler, Gene M. Johnson, John M. Jabe, W. D. Jennings, Benjamin Wright (Parsons, John)
01/08/2010	<u>16</u>	WAIVER OF SERVICE Returned Executed by Toni Cox, Samuel Pruett, R. W. Jamison, Barbara Wheeler, Gene M. Johnson, John M. Jabe, W. D. Jennings, Benjamin Wright. Toni Cox waiver sent on 1/8/2010, answer due 3/9/2010; Samuel Pruett waiver sent on 1/8/2010, answer due 3/9/2010; R. W. Jamison waiver sent on 1/8/2010, answer due 3/9/2010; Barbara Wheeler waiver sent on 1/8/2010, answer due 3/9/2010; Gene M. Johnson waiver sent on 1/8/2010, answer due 3/9/2010; John M. Jabe waiver sent on 1/8/2010, answer due 3/9/2010; W. D. Jennings waiver sent on 1/8/2010, answer due 3/9/2010; Benjamin Wright waiver sent on 1/8/2010, answer due 3/9/2010.(Davis, Mark)
02/01/2010	<u>17</u>	ANSWER to <u>1</u> Complaint, by Toni Cox, Samuel Pruett, R. W. Jamison, Barbara Wheeler, Gene M. Johnson, John M. Jabe, W. D. Jennings, Benjamin Wright.(Davis, Mark)

02/16/2010	<u>18</u>	MOTION to Amend/Correct <i>Name of Barbara Wheeler</i> by Prison Legal News, Inc.. (Rosenfield, Steven)
02/23/2010	<u>19</u>	ORDER granting <u>18</u> Motion to Amend/Correct. Signed by Judge Norman K. Moon on 2/23/10. (hnw)
02/23/2010	<u>20</u>	Magistrate's Notice to counsel. (hnw)
02/23/2010	<u>21</u>	PRETRIAL ORDER. Signed by Judge Norman K. Moon on 2/23/10. (hnw)
03/05/2010	<u>23</u>	Rule 26(f) Agreed Written Plan by Plaintiff Prison Legal News, Inc.. (Rosenfield, Steven)
03/05/2010	<u>24</u>	NOTICE of Hearing: Jury Trial set for 12/1/2010 09:30 AM in Charlottesville before Judge Norman K. Moon for two days, and further such deadlines as set forth in said notice.(hnw)
03/08/2010	<u>25</u>	MOTION to Amend/Correct <u>21</u> Pretrial Order by Prison Legal News, Inc..Motions referred to B. Waugh Crigler. (Rosenfield, Steven)
03/09/2010	<u>26</u>	ORDER granting <u>25</u> Motion to Amend/Correct. Signed by Judge B. Waugh Crigler on 3/9/10. (hnw) Modified on 3/9/2010 to correct Judge Association (hnw).
04/27/2010	<u>27</u>	MOTION to Amend/Correct <u>1</u> Complaint, by Prison Legal News, Inc..Motions referred to B. Waugh Crigler. (Attachments: # <u>1</u> Exhibit Proposed Amended Complaint)(Fogel, Jeffrey)
05/07/2010	<u>28</u>	ORDER granting <u>27</u> Motion to Amend/Correctand setting answer due deadline to 5/14/10. Signed by Magistrate Judge B. Waugh Crigler on 5/7/10. (hnw)
05/07/2010	<u>29</u>	AMENDED COMPLAINT against Larry Collins, Barbara Gentry, Linda Leatherwood, Tammy Brown, Rita Bibbins, Lois Fegan, Barbara Wheeler, Toni Cox, Samuel Pruett, R. W. Jamison, Gene M. Johnson, John M. Jabe, W. D. Jennings, Benjamin Wright, filed by Prison Legal News, Inc..(hnw)
05/13/2010	<u>30</u>	ANSWER to <u>29</u> Amended Complaint, by Larry Collins, Barbara Gentry, Linda Leatherwood, Tammy Brown, Rita Bibbins, Lois Fegan, Barbara Wheeler, Toni Cox, Samuel Pruett, R. W. Jamison, Gene M. Johnson, John M. Jabe, W. D. Jennings, Benjamin Wright.(Davis, Mark)
06/23/2010	<u>31</u>	First MOTION to Withdraw as Attorney by Prison Legal News, Inc..Motions referred to B. Waugh Crigler. (Rosenfield, Steven)
06/24/2010	<u>32</u>	ORDER granting <u>31</u> Motion to Withdraw as Attorney. Attorney Daniel Edward Manville terminated and attorney Adam K. Cook substituted as counsel, pro hac vice. Signed by Magistrate Judge B. Waugh Crigler on 6/24/10. (hnw)
07/23/2010	<u>33</u>	ORDER REFERRING CASE to Mediation.. Signed by Judge Norman K. Moon on 7/23/10. (hnw)
07/26/2010	<u>34</u>	ORDER (Confidential mediation statements due by 8/19/2010., Mediation Hearing set for 8/24/2010 10:00 AM in Charlottesville before Magistrate Judge B. Waugh Crigler.). Signed by Magistrate Judge B. Waugh Crigler on 7/26/10. (hnw)
07/26/2010	<u>35</u>	NOTICE of Hearing: Mediation Hearing set for 8/24/2010 10:00 AM in Charlottesville before Magistrate Judge B. Waugh Crigler. (hnw)
08/24/2010	36	Minute Entry for proceedings held before Magistrate Judge B. Waugh Crigler: Settlement Conference / Mediation held on 8/24/2010. (hnw)
08/24/2010	<u>37</u>	ORDER /REPORT regarding the mediation proceedings held on 8/24/10. Signed by Magistrate Judge B. Waugh Crigler on 8/24/10. (hnw)
11/22/2010	<u>38</u>	NOTICE of Settlement by Rita Bibbins, Tammy Brown, Larry Collins, Toni Cox, Lois Fegan, Barbara Gentry, John M. Jabe, R. W. Jamison, W. D. Jennings, Gene M. Johnson, Linda Leatherwood, Prison Legal News, Inc., Samuel Pruett, Barbara Wheeler, Benjamin Wright (hnw)
11/23/2010	<u>39</u>	ORDER DISMISSING CASE with prejudice. Signed by Judge Norman K. Moon on 11/23/10. (hnw)

11/23/2010	<u>40</u>	Letter dated 11/22/10 from Barry Albert Requesting copies of disposition of case. (hnw)
11/23/2010	<u>41</u>	Letter from Clerk's Office in response to copy request. (hnw)