

ALLMTN,APPEAL,JD1,MJ CIV PP,TERMED

**U.S. District Court – District of Colorado
District of Colorado (Denver)
CIVIL DOCKET FOR CASE #: 1:17-cv-00884-CMA-STV**

Anderson v. Boxberger et al
Assigned to: Judge Christine M. Arguello
Referred to: Magistrate Judge Scott T. Varholak
Demand: \$225,000
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/11/2017
Date Terminated: 02/25/2020
Jury Demand: Both
Nature of Suit: 550 Prisoner – Civil Rights
(U.S. not a defendant)
Jurisdiction: Federal Question

Plaintiff

Chayce Aaron Anderson

represented by **Alexandra Lynn Lakshmanan**
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V.

Defendant**Jason Shutters***in their Individual Capacity only*represented by **Mark Scott Ratner**

Hall & Evans, LLC—Denver

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303-628-3300

Fax: 303-628-3368

Email: ratnerm@hallevans.com**ATTORNEY TO BE NOTICED****Defendant****Mark Delano***in their Individual Capacity only***TERMINATED: 07/06/2017****Defendant****Cara Boxberger***in their Individual Capacity only***TERMINATED: 01/03/2018**

Date Filed	#	Docket Text
04/11/2017	<u>1</u>	Prisoner COMPLAINT against Cara Boxberger, Cara (I) Boxberger, Mark (I) Delano, Jason Shutters, Jason (I) Shutters, filed by Chayce Aaron Anderson. (Attachments: # <u>1</u> Envelope)(dbera,) (Entered: 04/11/2017)
04/11/2017	<u>2</u>	Case assigned to Magistrate Judge Gordon P. Gallagher. Text Only Entry (dbera,) (Entered: 04/11/2017)
04/11/2017	<u>3</u>	Prisoner's MOTION and Affidavit for Leave to Proceed Under 28 U.S.C. 1915 by Plaintiff Chayce Aaron Anderson. (dbera,) (Entered: 04/11/2017)
04/11/2017	<u>4</u>	MOTION For Appointment of (Pro Bono) Counsel by Plaintiff Chayce Aaron Anderson. (dbera,) (Entered: 04/11/2017)
04/12/2017	<u>5</u>	ORDER granting <u>3</u> Motion for Leave to Proceed in Forma Pauperis, and denying <u>4</u> Motion for Appointment of Counsel, by Magistrate Judge Gordon P. Gallagher on 4/12/17. The Clerk shall send this Order to the Larimer County Jail Business Office (mailed as ordered). (dkals,) (Entered: 04/12/2017)
04/13/2017	<u>6</u>	ORDER DIRECTING PLAINTIFF TO FILE AMENDED COMPLAINT by Magistrate Judge Gordon P. Gallagher on 4/13/17. (dkals,) (Entered: 04/13/2017)
04/28/2017	<u>7</u>	LETTER by Plaintiff Chayce Aaron Anderson. (dkals,) (Entered: 04/28/2017)
05/01/2017	<u>8</u>	MINUTE ORDER directing the clerk to mail Plaintiff a Prisoner Complaint form by Judge Lewis T. Babcock on 5/1/17 (mailed as ordered). (dkals,) (Entered: 05/01/2017)
05/10/2017	<u>9</u>	AMENDED COMPLAINT against Cara Boxberger, Mark Delano, Jason Shutters, filed by Chayce Aaron Anderson.(dkals,) (Entered: 05/11/2017)
05/11/2017	<u>10</u>	LETTER by Plaintiff Chayce Aaron Anderson. (dkals,) (Entered: 05/11/2017)
05/15/2017	<u>11</u>	Mail Returned as Undeliverable: <u>8</u> Minute Order addressed to Chayce Aaron Anderson. (dkals,) (Entered: 05/15/2017)
05/30/2017	<u>12</u>	LETTER by Plaintiff Chayce Aaron Anderson. (dkals,) (Entered: 05/30/2017)
06/06/2017	<u>13</u>	LETTER by Plaintiff Chayce Aaron Anderson. (angar,) (Entered: 06/06/2017)
06/06/2017	<u>14</u>	MOTION for Appointment of Counsel #2 by Plaintiff Chayce Aaron Anderson. (angar,) (Entered: 06/06/2017)

06/09/2017	<u>15</u>	LETTER by Plaintiff Chayce Aaron Anderson. (dkals,) (Entered: 06/09/2017)
07/03/2017	<u>16</u>	MINUTE ORDER denying <u>14</u> Motion for Appointment of Counsel #2 by Judge Lewis T. Babcock on 7/3/17. (dkals,) (Entered: 07/03/2017)
07/06/2017	<u>17</u>	ORDER to Dismiss in part and to Draw Case. Case randomly reassigned to Magistrate Judge Scott T. Varholak for all further proceedings. Magistrate Judge Gordon P. Gallagher no longer assigned to case, Cara Boxberger and Mark Delano are dismissed, by Judge Lewis T. Babcock on 07/06/2017. (angar,) (Entered: 07/06/2017)
07/07/2017	<u>18</u>	CERTIFICATE of Service by Clerk of Court re <u>9</u> Amended Complaint, <u>17</u> Order to Dismiss in Part and to Draw Case (Attachments: # <u>1</u> USMS Form) (amenz,) (Entered: 07/07/2017)
07/11/2017	<u>19</u>	Mail Returned as Undeliverable re: <u>16</u> MINUTE ORDER Addressed to Chayce Aaron Anderson. (angar,) (Entered: 07/12/2017)
07/12/2017	<u>20</u>	CERTIFICATE of Service by Mail by Clerk of Court re <u>16</u> Order on Motion for Order and <u>17</u> Order Reassigning Case, to Chayce Aaron Anderson, #175290, Bent County Correctional Facility (BCCF), 11560 Road FF75, Las Animas, CO 81054-9573. Text Only Entry (morti,) (Entered: 07/12/2017)
07/13/2017	<u>21</u>	ORDER setting Scheduling Conference for 9/15/2017 10:00 AM in Courtroom C203 before Magistrate Judge Scott T. Varholak. Consent Form due by 9/1/2017. (jgonz,) (Entered: 07/13/2017)
07/18/2017	<u>22</u>	Mail Returned as Undeliverable re: <u>17</u> Order Reassigning Case Addressed to Chayce Aaron Anderson. (jgonz,) (Entered: 07/19/2017)
07/18/2017	<u>23</u>	Mail Returned as Undeliverable re: <u>18</u> Certificate of Service Addressed to Chayce Aaron Anderson. (jgonz,) (Entered: 07/19/2017)
07/18/2017	<u>24</u>	LETTER by Plaintiff Chayce Aaron Anderson. (angar,) (Entered: 07/19/2017)
07/26/2017	<u>25</u>	LETTER from Chayce Aaron Anderson (Attachments: # <u>1</u> Envelope) (tsher,) (Entered: 07/27/2017)
07/28/2017	<u>26</u>	MINUTE ORDER re: <u>25</u> Letter by Magistrate Judge Scott T. Varholak on 7/28/2017. IT IS ORDERED that the Clerk of Court shall mail a copy of the following documents to Plaintiff: 1. The docket sheet; 2. Minute Order, dated July 3, 2017 <u>16</u> ; 3. Order to Dismiss in Part and to Draw Case, dated July 6, 2017 <u>17</u> ; 4. the template joint proposed scheduling order and instructions, available from the Courts website; 5. the Election Concerning Consent/Non-Consent to United States Magistrate Judge Jurisdiction form, available from the Courts website; and 6. a copy of this Order. (jgonz,) Modified on 7/31/2017 to correct file date(jgonz,). (Entered: 07/31/2017)
07/31/2017	<u>27</u>	CERTIFICATE of Service by Mail by Clerk of Court re <u>26</u> Minute Order,to Chayce Aaron Anderson (jgonz,) (Entered: 07/31/2017)
08/03/2017	<u>28</u>	Mail Returned as Undeliverable re: <u>20</u> Certificate of Service, Addressed to Chayce Aaron Anderson. (jgonz,) (Entered: 08/03/2017)
08/16/2017	<u>29</u>	NOTICE of Change of Address/Contact Information and letter re status by Plaintiff Chayce Aaron Anderson (Attachments: # <u>1</u> Envelope)(jgonz,) (Entered: 08/16/2017)
08/18/2017	<u>30</u>	SUMMONS Returned Executed Jason Shutters served on 8/9/2017, answer due 8/30/2017. (jgonz,) (Entered: 08/22/2017)
08/28/2017	<u>31</u>	MOTION for Extension of Time to File Answer or Otherwise Respond re <u>9</u> Amended Complaint by Defendant Jason Shutters. (Ratner, Mark) (Entered: 08/28/2017)
08/28/2017	<u>32</u>	ORDER granting <u>31</u> Motion for Extension of Time to File a Response to Plaintiff's Amended Complaint. Defendant Jason Shutters shall respond to the Amended Complaint on or before 9/13/2017. The Clerk of Court is directed to mail a copy of this Order to Plaintiff. SO ORDERED, by Magistrate Judge Scott T. Varholak on 8/28/2017. Text Only Entry (stvlc1,) (Entered: 08/28/2017)
08/29/2017	<u>33</u>	CERTIFICATE of Service by Mail by Clerk of Court re <u>32</u> Order on Motion for Extension of Time to Answer or Otherwise Respond, to Chayce Aaron Anderson, # 175290, Arkansas Valley Correctional Facility (AVCF), 12750 Highway 96 at Lane

		13, Ordway, CO 81034. Text Only Entry (jgonz,) (Entered: 08/29/2017)
08/30/2017	<u>34</u>	CONSENT to Jurisdiction of Magistrate Judge by Plaintiff Chayce Aaron Anderson All parties do not consent.. (jgonz,) (Entered: 08/31/2017)
08/30/2017	<u>35</u>	NOTICE re Status by Plaintiff Chayce Aaron Anderson (jgonz,) (Entered: 08/31/2017)
08/31/2017	36	CASE REASSIGNED pursuant to <u>34</u> Consent/Non-Consent to Jurisdiction of Magistrate Judge. All parties do not consent. This case is randomly reassigned to Judge Christine M. Arguello. All future pleadings should be designated as 17-cv-00884-CMA. (Text Only Entry) (jgonz,) (Entered: 08/31/2017)
08/31/2017	37	CERTIFICATE of Service by Mail by Clerk of Court re 36 Case Reassigned, to Chayce A. Anderson, WCA#8, LARIMER COUNTY JAIL, 2405 MIDPOINT DRIVE, FORT COLLINS, COLORADO 80525, pursuant to <u>35</u> Notice by Plaintiff. Text Only Entry (jgonz,) (Entered: 08/31/2017)
09/11/2017	38	ORDER REFERRING CASE to Magistrate Judge Scott T. Varholak. Magistrate Judge Varholak is designated to conduct ALLMTN proceedings pursuant to 28 U.S.C. § 636(b)(1)(A) and (B) and Fed. R. Civ. P. 72(a) and (b). The parties should expect to be given a firm trial setting that is 90 to 120 days from the date of the final pretrial conference, and should be available for trial accordingly. FURTHER, Court-sponsored alternative dispute resolution is governed by D.C.COLO.LCivR 16.6. On the recommendation or informal request of the magistrate judge or on the request of the parties by motion, the Court may direct the parties to engage in an early neutral evaluation, a settlement conference, or another alternative dispute resolution proceeding. SO ORDERED by Judge Christine M. Arguello on 9/11/2017. Text Only Entry (cmasec) (Entered: 09/11/2017)
09/11/2017	<u>39</u>	MOTION for Extension of Time to <i>File Proposed Scheduling Order and Continue Scheduling Conference</i> by Defendant Jason Shutters. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Ratner, Mark) (Entered: 09/11/2017)
09/12/2017	40	MEMORANDUM regarding <u>39</u> MOTION for Extension of Time to <i>File Proposed Scheduling Order and Continue Scheduling Conference</i> filed by Jason Shutters. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 9/12/2017. Text Only Entry (cmasec) (Entered: 09/12/2017)
09/12/2017	<u>41</u>	ORDER; <u>39</u> Defendant's Motion for Extension of Time to File Proposed Scheduling Order and Continue Scheduling Conference is GRANTED IN PART AND DENIED IN PART. A Telephonic Status Conference set for 10/25/2017 10:00 AM in Courtroom C203 before Magistrate Judge Scott T. Varholak. The parties may participate in the conference by calling the Court at 303.335.2365 at the scheduled time, by Magistrate Judge Scott T. Varholak on 9/12/17. (morti,) (Entered: 09/12/2017)
09/12/2017	<u>42</u>	Mail Returned as Undeliverable re: 37 Certificate of Service, 36 Case Reassigned, Addressed to Chayce A. Anderson. (athom,) (Entered: 09/13/2017)
09/13/2017	<u>43</u>	MOTION to Dismiss <i>Plaintiff's Amended Complaint (ECF No. 9) Pursuant to Fed.R.Civ.P. 12(b)(6)</i> by Defendant Jason Shutters. (Attachments: # <u>1</u> Exhibit)(Ratner, Mark) (Entered: 09/13/2017)
09/18/2017	<u>44</u>	MOTION to Stay <i>Discoverey opu7rsuant to Fed.R.Civ.P 26(c)(1) Pending Determination of Qualified Immunity</i> by Defendant Jason Shutters. (Ratner, Mark) (Entered: 09/18/2017)
09/20/2017	45	ORDER granting <u>44</u> Motion to Stay Pending Ruling on <u>43</u> Motion to Dismiss. SO ORDERED by Judge Christine M. Arguello on 9/20/2017. Text Only Entry (cmasec) (Entered: 09/20/2017)
10/16/2017	<u>46</u>	LETTER by Plaintiff Chayce Aaron Anderson. (cthom,) (Entered: 10/17/2017)
10/17/2017	<u>47</u>	ORDER by Magistrate Judge Scott T. Varholak on 10/17/2017. Pending Determination of Qualified Immunity 45 , the Court VACATES the Telephonic Status Conference set for October 25, 2017 at 10:00 AM. The Court will set a Scheduling Conference, if necessary, after resolution of Defendants Motion to Dismiss <u>43</u> . The

		Clerk of Court is directed to mail a copy of this Order to Plaintiff at both the Arkansas Valley Correctional Facility and the Larimer County Correctional Facility. [See # <u>46</u>] (jgonz,) (Entered: 10/17/2017)
10/17/2017	<u>48</u>	CERTIFICATE of Service by Mail by Clerk of Court re <u>47</u> Order, to Chayce Aaron Anderson, Larimer County Jail, 2405 Midpoint Drive, Fort Collins Colorado 80252 and Chayce Aaron Anderson, # 175290, Arkansas Valley Correctional Facility (AVCF), 12750 Highway 96 at Lane 13, Ordway, CO 81034. Text Only Entry (jgonz,) (Entered: 10/17/2017)
11/06/2017	<u>49</u>	MOTION to Continuance, or Request Rescheduling of Scheduling Conference Due to Jury Trial Conflict by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Envelope) (athom,) (Entered: 11/07/2017)
11/06/2017	<u>50</u>	MOTION to Amend <u>2</u> "Amended Prisoner Complaint" in Compliance with Federal Rule of Civil Procedure #15 by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Proposed Document Second Amended Prisoner Complaint, # <u>2</u> Envelope) (athom,) (Entered: 11/07/2017)
11/13/2017	51	MEMORANDUM regarding <u>49</u> MOTION to Continue filed by Chayce Aaron Anderson, <u>50</u> MOTION to Amend/Correct/Modify <u>2</u> Amended Complaint filed by Chayce Aaron Anderson. Motions referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 11/13/2017. Text Only Entry (cmasec) (Entered: 11/13/2017)
11/13/2017	52	ORDER finding as moot <u>49</u> Motion to Continue or Request to Reschedule the Scheduling Conference Due to Jury Trial Conflict in light of <u>47</u> Order Vacating Telephonic Status Conference. The Clerk of Court is directed to send a copy of this Order to Plaintiff at both the Arkansas Valley Correctional Facility and the Larimer County Correctional Facility. SO ORDERED, by Magistrate Judge Scott T. Varholak on 11/13/2017. Text Only Entry (stvlc1,) (Entered: 11/13/2017)
11/13/2017	<u>53</u>	MINUTE ORDER re: <u>50</u> MOTION to <u>2</u> Amend Complaint <u>2</u> filed by Chayce Aaron Anderson. The Court sets the following expedited briefing schedule for the Motion: Defendant shall file his response to the Motion on or before 11/27/2017 and Plaintiff may then file a reply in support of the Motion on or before 12/4/2017. The Clerk of Court is directed to send a copy of this Minute Order to Plaintiff at both the Arkansas Valley Correctional Facility and the Larimer County Correctional Facility. SO ORDERED by Magistrate Judge Scott T. Varholak on 11/13/2017. (jgonz,) (Entered: 11/13/2017)
11/13/2017	54	CERTIFICATE of Service by Mail by Clerk of Court re <u>53</u> Minute Order, to Chayce Aaron Anderson, Larimer County Jail, 2405 Midpoint Drive, Fort Collins Colorado 80252 and Chayce Aaron Anderson, # 175290, Arkansas Valley Correctional Facility (AVCF), 12750 Highway 96 at Lane 13, Ordway, CO 81034. Text Only Entry. (jgonz,) (Entered: 11/13/2017)
11/14/2017	55	CERTIFICATE of Service by Mail by Clerk of Court re 52 Order on Motion to Continue, to Chayce Aaron Anderson, Larimer County Jail, 2405 Midpoint Drive, Fort Collins Colorado 80252 and Chayce Aaron Anderson, # 175290, Arkansas Valley Correctional Facility (AVCF), 12750 Highway 96 at Lane 13, Ordway, CO 81034. Text Only Entry (jgonz,) (Entered: 11/14/2017)
11/20/2017	<u>56</u>	RESPONSE to <u>50</u> MOTION to Amend/Correct/Modify <u>2</u> Amended Complaint filed by Defendant Jason Shutters. (Ratner, Mark) (Entered: 11/20/2017)
11/30/2017	<u>57</u>	REPLY in Support to Response to <u>50</u> MOTION to Amend/Correct/Modify <u>2</u> Amended Complaint filed by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Envelope) (athom,) (Entered: 12/01/2017)
12/11/2017	58	MEMORANDUM regarding <u>43</u> MOTION to Dismiss <i>Plaintiff's Amended Complaint (ECF No. 9) Pursuant to Fed.RCiv.P. 12(b)(6)</i> filed by Jason Shutters. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 12/11/2017. Text Only Entry (cmasec) (Entered: 12/11/2017)
12/12/2017	<u>59</u>	Mail Returned as Undeliverable re: <u>57</u> Reply in Support to Response to <u>50</u> MOTION to Amend/Correct/Modify <u>2</u> Amended Complaint Addressed to Chayce Aaron Anderson. (athom,) (Entered: 12/14/2017)

12/13/2017	<u>60</u>	RECOMMENDATION and ORDER denying as moot <u>43</u> Motion to Dismiss and granting <u>50</u> Motion to Amend, by Magistrate Judge Scott T. Varholak on 12/13/2017. The Clerk of Court is directed to enter Docket No. 50-1 as Plaintiff's Second Amended Complaint. (tsher,) (Entered: 12/14/2017)
12/13/2017	<u>61</u>	Plaintiff's SECOND AMENDED COMPLAINT against Cara Boxberger and Jason Shutters, filed by Chayce Aaron Anderson.(tsher,) (Entered: 12/14/2017)
12/13/2017	<u>62</u>	RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>61</u> Second Amended Complaint filed by Chayce Aaron Anderson. This Court respectfully RECOMMENDS that Claims Three, Four, and Six in the Second Amended Complaint be DISMISSED; Claim Five, as asserted against Defendant Boxberger be DISMISSED; and that Defendant Boxberger be dismissed as a party to this lawsuit, by Magistrate Judge Scott T. Varholak on 12/13/2017. Text Only Entry. See Document # <u>60</u> . (jgonz,) (Entered: 12/19/2017)
12/28/2017	<u>63</u>	MOTION to Dismiss <i>Plaintiff's Second Amended Complaint</i> by Defendant Jason Shutters. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit)(Ratner, Mark) (Entered: 12/28/2017)
12/29/2017	<u>64</u>	MEMORANDUM regarding <u>63</u> MOTION to Dismiss <i>Plaintiff's Second Amended Complaint</i> filed by Jason Shutters. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 12/29/2017. Text Only Entry (cmasec) (Entered: 12/29/2017)
12/29/2017	<u>65</u>	Mail Returned as Undeliverable re: <u>60</u> Order on Motion to Dismiss, Order on Motion to Amend/Correct/Modify, Addressed to Chayce Aaron Anderson. (cthom,) (Entered: 12/29/2017)
01/03/2018	<u>66</u>	ORDER Affirming and Adopting the Recommendation of United States Magistrate Judge Scott T. Varholak. The Report and Recommendation of United States Magistrate Judge Varholak (Doc. ## <u>60</u> , <u>62</u>) is AFFIRMED and ADOPTED. Claims Three, Four, and Six in the Second Amended Complaint are DISMISSED WITH PREJUDICE. Claim Five, as asserted against Defendant Boxberger is DISMISSED WITH PREJUDICE. Defendant Boxberger is DISMISSED as a party to this lawsuit. By Judge Christine M. Arguello on 01/03/2018. (athom,) (Entered: 01/03/2018)
01/16/2018	<u>68</u>	Mail Returned as Undeliverable re: <u>66</u> Order on Report and Recommendations, Addressed to Chayce Aaron Anderson. (athom,) (Entered: 01/19/2018)
01/18/2018	<u>67</u>	NOTICE by Plaintiff Chayce Aaron Anderson (Attachments: # <u>1</u> Envelope) (athom,) (Entered: 01/19/2018)
01/22/2018	<u>69</u>	MINUTE ORDER by Magistrate Judge Scott T. Varholak on 1/22/2018. The Clerk of Court is directed to send a copy of this Minute Order, along with copies of the docket sheet and Docket Nos. <u>60</u> , <u>61</u> , <u>63</u> (with accompanying exhibits) and <u>66</u> , to Plaintiff at both the Arkansas Valley Correctional Facility and the Larimer County Jail; and The deadline for Plaintiff to respond to Defendant Shutters Motion to Dismiss <u>63</u> is extended until 2/15/2018. (jgonz,) (Entered: 01/22/2018)
01/22/2018	<u>70</u>	CERTIFICATE of Service by Mail by Clerk of Court re <u>60</u> RECOMMENDATION and ORDER, <u>66</u> ORDER Affirming and Adopting the Recommendation of United States Magistrate Judge Scott T. Varholak, <u>63</u> MOTION to Dismiss Plaintiff's Second Amended Complaint, <u>61</u> Plaintiff's SECOND AMENDED COMPLAINT, <u>69</u> Minute Order, to Chayce Aaron Anderson, Larimer County Jail, 2405 Midpoint Drive, Fort Collins Colorado 80252 and Chayce Aaron Anderson, # 175290, Arkansas Valley Correctional Facility (AVCF), 12750 Highway 96 at Lane 13, Ordway, CO 81034. Text Only Entry (jgonz,) (Entered: 01/22/2018)
02/05/2018	<u>71</u>	LETTER by Plaintiff Chayce Aaron Anderson. (cthom,) (Entered: 02/05/2018)
02/05/2018	<u>72</u>	Mail Returned as Undeliverable re: <u>69</u> Minute Order, Addressed to Chayce Aaron Anderson. (cthom,) (Entered: 02/05/2018)
02/07/2018	<u>73</u>	MINUTE ORDER directing the Clerk of Court to mail Plaintiff a copy of (1) the template joint proposed scheduling order and instructions, available from the Courts website; (2) a copy of Section I Civil Rules and Section V Attorney Rules of the Local Rules of Practice for the District of Colorado; (3) a copy of Judge Arguellos Civil

		Practice Standards; and (4) the Guide to Civil Lawsuits in the United States District Court for the District of Colorado, by Magistrate Judge Scott T. Varholak on 2/7/2018. (jgonz,) (Entered: 02/08/2018)
02/08/2018	<u>74</u>	CERTIFICATE of Service by Mail by Clerk of Court re <u>73</u> Minute Order, a copy of (1) the template joint proposed scheduling order and instructions, available from the Courts website; (2) a copy of Section I Civil Rules and Section V Attorney Rules of the Local Rules of Practice for the District of Colorado; (3) a copy of Judge Arguellos Civil Practice Standards; and (4) the Guide to Civil Lawsuits in the United States District Court for the District of Colorado, to Chayce Aaron Anderson, # 175290, Larimer County Detention Facility, 2405 Midpoint Drive, Fort Collins, CO 80525. Text Only Entry (jgonz,) (Entered: 02/08/2018)
02/09/2018	<u>75</u>	Formal OBJECTION to 62 Report and Recommendations filed by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Envelope) (athom,) (Entered: 02/12/2018)
02/14/2018	<u>76</u>	ORDER re: Pro Se Letter (Doc. <u>71</u>). Plaintiff's request for an extension is DENIED. By Judge Christine M. Arguello on 02/14/2018. (athom,) (Entered: 02/14/2018)
02/22/2018	<u>77</u>	Formal Opposition to <u>63</u> MOTION to Dismiss <i>Plaintiff's Second Amended Complaint</i> filed by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Envelope)(athom,) (Entered: 02/26/2018)
03/08/2018	<u>78</u>	MOTION to Contest Time of Service of Recommendation and Order, Contest Denial of Extension, & Contest Time U.S.D.C.'s Filing of Mr. Anderson's Formal Opposition by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Envelope) (athom,) (Entered: 03/09/2018)
03/12/2018	<u>79</u>	MEMORANDUM regarding <u>78</u> MOTION for Order to filed by Chayce Aaron Anderson. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 3/12/2018. Text Only Entry (cmasec) (Entered: 03/12/2018)
03/12/2018	<u>80</u>	REPLY to Response to <u>63</u> MOTION to Dismiss <i>Plaintiff's Second Amended Complaint</i> filed by Defendant Jason Shutters. (Ratner, Mark) (Entered: 03/12/2018)
03/13/2018	<u>81</u>	ORDER re: <u>78</u> MOTION for Order to filed by Chayce Aaron Anderson. Motion No Longer Referred to Magistrate Judge Scott T. Varholak. By Judge Christine M. Arguello on 03/13/2018. Text Only Entry (athom,) (Entered: 03/13/2018)
03/21/2018	<u>82</u>	RESPONSE to <u>78</u> MOTION for Order to <i>Contest Time of Service of Recommendation</i> filed by Defendant Jason Shutters. (Ratner, Mark) (Entered: 03/21/2018)
04/02/2018	<u>83</u>	ORDER Granting Plaintiff's <u>78</u> Motion to Reconsider and AMENDED ORDER re <u>66</u> Order Affirming and Adopting the Recommendation of United States Magistrate Judge. The Court accepts Plaintiff's Objection (Doc. # <u>75</u>) as timely filed. The Court OVERRULES Plaintiff's Objection to the Recommendation (Doc. # <u>75</u>) and AFFIRMS and ADOPTS Magistrate Judge Varholak's Recommendation (Doc. ## <u>60</u> , <u>62</u>). By Judge Christine M. Arguello on 04/02/2018. (athom,) (Entered: 04/02/2018)
04/02/2018	<u>84</u>	CERTIFICATE of Service by Mail by Clerk of Court re <u>83</u> ORDER on Motion to Reconsider and AMENDED ORDER re <u>66</u> Order Affirming and Adopting the Recommendation of United States Magistrate Judge mailed to: Chayce Aaron Anderson, # 175290, Larimer County Jail, 2405 Midpoint Drive, Fort Collins Colorado 80252 and Chayce Aaron Anderson, # 175290, Arkansas Valley Correctional Facility (AVCF), 12750 Highway 96 at Lane 13, Ordway, CO 81034. Text Only Entry (athom,) (Entered: 04/02/2018)
04/02/2018	<u>85</u>	RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>63</u> MOTION to Dismiss <i>Plaintiff's Second Amended Complaint</i> filed by Jason Shutters. This Court respectfully RECOMMENDS that Motion be GRANTED IN PART AND DENIED IN PART, by Magistrate Judge Scott T. Varholak on 4/2/2018. (jgonz,) (Entered: 04/02/2018)
04/17/2018	<u>86</u>	Formal OBJECTION #2 to <u>85</u> Report and Recommendations filed by Plaintiff Chayce Aaron Anderson. (athom,) (Entered: 04/19/2018)
04/17/2018	<u>87</u>	MOTION for Appointment of "Pro Bono" Counsel #3 by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Envelope) (athom,) (Entered: 04/19/2018)

04/19/2018	<u>88</u>	MEMORANDUM regarding <u>87</u> MOTION to Appoint Pro Bono Counsel filed by Chayce Aaron Anderson. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 4/19/2018. Text Only Entry (cmasec) (Entered: 04/19/2018)
04/20/2018	<u>89</u>	ORDER granting <u>87</u> Motion to Appoint Pro Bono Counsel by Magistrate Judge Scott T. Varholak on 4/20/18. (nmarb,) (Entered: 04/20/2018)
04/20/2018	<u>90</u>	ORDER APPOINTING PRO BONO COUNSEL pursuant to D.C.COLO.LAttyR 15(e)(1)as to Chayce Aaron Anderson, by Magistrate Judge Scott T. Varholak on 4/20/18. Text Only Entry (nmarb,) (Entered: 04/20/2018)
05/01/2018	<u>91</u>	RESPONSE to Objection to <u>85</u> RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>63</u> MOTION to Dismiss <i>Plaintiff's Second Amended Complaint</i> filed by Jason Shutters filed by Defendant Jason Shutters. (Ratner, Mark) (Entered: 05/01/2018)
05/16/2018	<u>92</u>	Notice of Pro Bono Appointment. Attorneys Rhyddid Watkins, Christopher Casolaro, Heather Campbell Burgess, and Travis Jordan of the law firm of Faegre Baker Daniels LLP have been selected as counsel to represent the Plaintiff, in accordance with the Court's Order of April 20, 2018 and D.C.COLO.LAttyR 15(f) of the U.S. District Court's Local Rules of Practice. Counsel has thirty days to either enter an appearance in the case or to file a Notice Declining Appointment. This Notice of Appointment will be sent to the pro se litigant and selected counsel by the undersigned designated clerk. (adodd) (Entered: 05/16/2018)
06/13/2018	<u>93</u>	ORDER Affirming and Adopting the <u>85</u> Recommendation of United States Magistrate Judge Scott T. Varholak. Plaintiff Chayce Aaron Anderson's Objection to the Recommendation is OVERRULED. (Doc. # <u>86</u> .) Defendant's Motion to Dismiss Plaintiff's Second Amended Complaint is GRANTED IN PART and DENIED IN PART. (Doc. # <u>63</u> .) Plaintiff's Fourth Amendment Claim against Defendant Shutters (Claim One) is DISMISSED WITH PREJUDICE pursuant to Fed. R. Civ. P. 12(b)(6). Plaintiff's intentional infliction of emotional distress claim (Claim Five) is DISMISSED WITHOUT PREJUDICE pursuant to Fed. R. Civ. P. 12(b)(1). Plaintiff's excessive force claim (Claim Two) shall proceed as the only remaining claim in this case. By Judge Christine M. Arguello on 06/13/2018. (athom,) (Entered: 06/13/2018)
06/13/2018	<u>94</u>	NOTICE of Entry of Appearance by Llonyddwch R. Watkins on behalf of Chayce Aaron AndersonAttorney Llonyddwch R. Watkins added to party Chayce Aaron Anderson(pty:pla) (Watkins, Llonyddwch) (Entered: 06/13/2018)
06/13/2018	<u>95</u>	NOTICE of Entry of Appearance by Christopher J. Casolaro on behalf of Chayce Aaron AndersonAttorney Christopher J. Casolaro added to party Chayce Aaron Anderson(pty:pla) (Casolaro, Christopher) (Entered: 06/13/2018)
06/13/2018	<u>96</u>	NOTICE of Entry of Appearance by Heather Campbell Burgess on behalf of Chayce Aaron AndersonAttorney Heather Campbell Burgess added to party Chayce Aaron Anderson(pty:pla) (Burgess, Heather) (Entered: 06/13/2018)
06/14/2018	<u>97</u>	NOTICE of Entry of Appearance by Travis Steven Jordan on behalf of Chayce Aaron AndersonAttorney Travis Steven Jordan added to party Chayce Aaron Anderson(pty:pla) (Jordan, Travis) (Entered: 06/14/2018)
06/15/2018	<u>98</u>	MINUTE ORDER. This matter is set for a Scheduling Conference on 8/10/2018 09:30 AM in Courtroom C203 before Magistrate Judge Scott T. Varholak. The parties shall submit a joint proposed scheduling order on or before 8/03/2018. SO ORDERED, by Magistrate Judge Scott T. Varholak on 6/15/2018. Text Only Entry (stvlc1,) (Entered: 06/15/2018)
06/27/2018	<u>99</u>	ANSWER to <u>61</u> Amended Complaint by Jason Shutters.(Ratner, Mark) (Entered: 06/27/2018)
07/09/2018	<u>100</u>	NOTICE entitled Motion to Notify Court of Change of Address by Plaintiff Chayce Aaron Anderson (Attachments: # <u>1</u> Envelope) (athom,) (Entered: 07/09/2018)
08/06/2018	<u>101</u>	Proposed Scheduling Order by Plaintiff Chayce Aaron Anderson. (Casolaro, Christopher) (Entered: 08/06/2018)

08/10/2018	<u>102</u>	MINUTE ENTRY for Scheduling Conference held before Magistrate Judge Scott T. Varholak on 8/10/2018. Discovery due by 2/18/2019. Dispositive Motions due by 3/18/2019. Final Pretrial Conference set for 5/13/2019 10:30 AM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. FTR: STV – C203. (morti,) (Entered: 08/10/2018)
08/10/2018	<u>103</u>	SCHEDULING ORDER: by Magistrate Judge Scott T. Varholak on 8/10/18. (morti,) (Entered: 08/10/2018)
08/13/2018	<u>104</u>	Notice of Change of Address and LETTER requesting that the Marshalls [sic] conduct service by Plaintiff Chayce Aaron Anderson. (athom,) (Entered: 08/15/2018)
08/15/2018	105	MEMORANDUM regarding <u>104</u> MOTION for Order to filed by Chayce Aaron Anderson. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 8/15/2018. Text Only Entry (cmasec) (Entered: 08/15/2018)
08/15/2018	106	ORDER This matter is before the Court on <u>104</u> Plaintiff's Letter notifying the Court of his new address and requesting service. Plaintiff filed an identical letter in another pending civil case, No. 18-cv-01338-CMA-STV. Plaintiff's request for service in the Letter appears to relate only to Case No. 18-cv-01338. The Court thus DENIES AS MOOT the request for service in to the extent it is made in this case. SO ORDERED, by Magistrate Judge Scott T. Varholak on 8/15/2018. Text Only Entry (stvlc1,) (Entered: 08/15/2018)
09/24/2018	<u>107</u>	NOTICE of Change of Address/Contact Information by Heather Campbell Burgess (Burgess, Heather) (Entered: 09/24/2018)
10/05/2018	<u>108</u>	NOTICE of Change of Address/Contact Information by Plaintiff Chayce Aaron Anderson (evana,) (Entered: 10/05/2018)
12/12/2018	<u>109</u>	Joint MOTION to Amend/Correct/Modify <u>103</u> Scheduling Order by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Casolaro, Christopher) (Entered: 12/12/2018)
12/13/2018	110	MEMORANDUM regarding <u>109</u> Joint MOTION to Amend/Correct/Modify <u>103</u> Scheduling Order filed by Chayce Aaron Anderson. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 12/13/2018. Text Only Entry (cmasec) (Entered: 12/13/2018)
12/13/2018	<u>111</u>	ORDER By Magistrate Judge Scott T. Varholak on 12/13/18 GRANTING <u>109</u> Motion to Amend <u>103</u> Scheduling Order. Discovery due by 4/4/2019. Dispositive Motions due by 5/2/2019. Final Pretrial Conference set for 7/8/2019 11:00 AM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. (nmarb,) (Entered: 12/13/2018)
12/21/2018	<u>112</u>	Unopposed MOTION for Leave to <i>Conduct a Deposition of an Incarcerated Inmate Plaintiff Pursuant to Fed. R. Civ.P.30(a)(2)(B)</i> by Defendant Jason Shutters. (Ratner, Mark) (Entered: 12/21/2018)
12/26/2018	113	MEMORANDUM regarding <u>112</u> Unopposed MOTION for Leave to <i>Conduct a Deposition of an Incarcerated Inmate Plaintiff Pursuant to Fed. R. Civ.P.30(a)(2)(B)</i> filed by Jason Shutters. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 12/26/2018. Text Only Entry (cmasec) (Entered: 12/26/2018)
12/26/2018	114	ORDER granting <u>112</u> Defendant's Motion to Conduct a Deposition of an Incarcerated Inmate Plaintiff Pursuant to Fed. R. Civ. P. 30(a)(2)(B), By Magistrate Judge Scott T. Varholak on 12/26/2018. Text Only Entry (stvlc1,) (Entered: 12/26/2018)
02/26/2019	<u>115</u>	Unopposed MOTION for Extension of Time to <i>Discovery Deadlines</i> by Defendant Jason Shutters. (Ratner, Mark) (Entered: 02/26/2019)
02/26/2019	116	MEMORANDUM regarding <u>115</u> Unopposed MOTION for Extension of Time to <i>Discovery Deadlines</i> filed by Jason Shutters. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 2/26/2019. Text Only Entry (cmasec) (Entered: 02/26/2019)
02/27/2019	117	ORDER granting <u>115</u> Motion for Extension of Discovery Deadlines. The deadline for Defendant to designate experts is extended until 4/18/2019, and the deadline for the parties to serve rebuttal expert disclosures is extended until 5/02/2019. The deadline

		for the parties to serve written discovery is extended until 4/18/2019, and the discovery deadline is extended until 5/20/2019. The deadline to file Dispositive Motions is extended until 6/17/2019. The Final Pretrial Conference set for 7/8/2019 11:00 AM is VACATED and RESET for 7/22/2019 09:30 AM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. The parties shall submit a joint proposed pretrial order on or before 7/15/2019. SO ORDERED, by Magistrate Judge Scott T. Varholak on 2/27/2019. Text Only Entry (stvlc1,) (Entered: 02/27/2019)
03/14/2019	<u>118</u>	NOTICE of Entry of Appearance by Alexandra Lynn Lakshmanan on behalf of Chayce Aaron Anderson Attorney Alexandra Lynn Lakshmanan added to party Chayce Aaron Anderson(pty:pla) (Lakshmanan, Alexandra) (Entered: 03/14/2019)
05/14/2019	<u>119</u>	Unopposed MOTION for Extension of Time to <i>Discovery Deadlines</i> by Defendant Jason Shutters. (Ratner, Mark) (Entered: 05/14/2019)
05/15/2019	120	MEMORANDUM regarding <u>119</u> Unopposed MOTION for Extension of Discovery Deadlines filed by Jason Shutters. Motions referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 5/15/2019. Text Only Entry (cmalc2) (Entered: 05/15/2019)
05/15/2019	121	ORDER granting <u>119</u> Defendant's Motion for Extension of Discovery Deadlines. The deadline to complete discovery is extended until 6/3/2019, and the deadline to file Dispositive Motions is extended until 7/5/2019. SO ORDERED, by Magistrate Judge Scott T. Varholak on 5/15/2019. Text Only Entry(stvlc1,) (Entered: 05/15/2019)
06/06/2019	<u>122</u>	MOTION to Withdraw as Attorney by Plaintiff Chayce Aaron Anderson. (Casolaro, Christopher) (Entered: 06/06/2019)
06/17/2019	<u>123</u>	ORDER Granting <u>122</u> Motion to Withdraw as Attorney. Attorney L Rhyddid Watkins is permitted to withdraw and electronic noticing will be termed, by Judge Christine M. Arguello on 6/17/2019.(evana,) (Entered: 06/17/2019)
06/25/2019	<u>124</u>	NOTICE of Change of Address/Contact Information by Christopher J. Casolaro (Casolaro, Christopher) (Entered: 06/25/2019)
07/03/2019	<u>125</u>	Unopposed MOTION for Extension of Time to <i>Pre-Trial Order deadline and Pre-Trial conference</i> by Plaintiff Chayce Aaron Anderson. (Casolaro, Christopher) (Entered: 07/03/2019)
07/04/2019	126	MEMORANDUM regarding <u>125</u> Plaintiff's Unopposed MOTION for Extension of Pre-Trial Order deadline and Pre-Trial Conference filed by Chayce Aaron Anderson. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 7/4/2019. Text Only Entry (cmalc2) (Entered: 07/04/2019)
07/05/2019	127	ORDER granting <u>125</u> Plaintiff's Motion for Extension of Pre-Trial Order Deadline and Pre-Trial Conference. The Final Pretrial Conference set for 7/22/2019 09:30 AM is VACATED and RESET for 9/19/2019 10:30 AM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. On or before 9/12/2019, the parties shall submit a joint proposed pretrial order. SO ORDERED, by Magistrate Judge Scott T. Varholak on 7/05/2019. Text Only Entry(stvlc1,) (Entered: 07/05/2019)
07/05/2019	<u>128</u>	MOTION for Summary Judgment by Defendant Jason Shutters. (Attachments: # <u>1</u> Appendix of Exhibits)(Ratner, Mark) (Entered: 07/05/2019)
07/08/2019	<u>129</u>	NOTICE of Conventionally filed Exhibits in Support of <u>128</u> MOTION for Summary Judgment by Defendant Jason Shutters. (Ratner, Mark) (Modified on 7/8/2019 edited the text to reflect a Notice of filing)(evana,). (Entered: 07/08/2019)
07/08/2019	130	ADVISORY NOTICE OF NONCOMPLIANCE WITH COURT RULES/PROCEDURES: re: <u>129</u> NOTICE of Conventionally filed Exhibits filed by attorney Mark S. Ratner. Attorney has used an incorrect signature format in violation of D.C.COLO.LCivR 5.1(a) and 4.3(a) of the Electronic Case Filing Procedures. Phone and Fax numbers are missing. (Civil cases). DO NOT REFILE THE DOCUMENT. (Text Only Entry) (evana,) (Entered: 07/08/2019)
07/08/2019	131	Conventionally Submitted Material to <u>128</u> MOTION for Summary Judgment, 1 CD Disc, Exhibit A, by Defendant Jason Shutters. Text Only Entry (Stored in the Clerk's Office) (evana,) (Entered: 07/08/2019)

07/12/2019	<u>132</u>	NOTICE of Errata re <u>128</u> MOTION for Summary Judgment by Defendant Jason Shutters (Ratner, Mark) (Entered: 07/12/2019)
07/26/2019	<u>133</u>	RESPONSE to <u>128</u> MOTION for Summary Judgment filed by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12)(Casolaro, Christopher) (Entered: 07/26/2019)
07/29/2019	134	MEMORANDUM regarding <u>128</u> Defendant Jason Shutters' MOTION for Summary Judgment filed by Jason Shutters. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 7/29/2019. Text Only Entry (cmalc2) (Entered: 07/29/2019)
08/02/2019	135	MINUTE ORDER In light of <u>128</u> Defendant's Motion for Summary Judgment, the Final Pretrial Conference set for 9/19/2019 10:30 AM is VACATED and RESET for 11/21/2019 10:00 AM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. On or before 11/14/2019, the parties shall submit a joint proposed pretrial order. SO ORDERED, by Magistrate Judge Scott T. Varholak on 8/02/2019. Text Only Entry (stvlc1,) (Entered: 08/02/2019)
08/07/2019	<u>136</u>	REPLY to Response to <u>128</u> MOTION for Summary Judgment filed by Defendant Jason Shutters. (Attachments: # <u>1</u> Appendix Supplemental Appendix Index, # <u>2</u> Appendix Movant's Appx.)(Ratner, Mark) (Entered: 08/07/2019)
08/19/2019	<u>137</u>	MOTION for Leave to File Surreply in Opposition to Defendant's <u>128</u> MOTION for Summary Judgment by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Proposed Document , # <u>2</u> Exhibit 1 – Supplemental, # <u>3</u> Exhibit 2 – Supplemental)(Casolaro, Christopher) (Entered: 08/19/2019)
08/19/2019	138	MEMORANDUM regarding <u>137</u> MOTION for Leave to <i>File Surreply in Opposition to Defendant's</i> MOTION for Summary Judgment filed by Chayce Aaron Anderson. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 8/19/2019. Text Only Entry (cmalc2) (Entered: 08/19/2019)
08/19/2019	139	MINUTE ORDER This matter is before the Court on <u>137</u> Plaintiff's Motion for Leave to File Surreply in Opposition to <u>128</u> Defendant's Motion for Summary Judgment (the "Motion for Leave"). The Court sets the following expedited briefing schedule: Defendant shall file his response to the Motion for Leave on or before 8/26/2019 and Plaintiff may then file a reply in support of the Motion for Leave on or before 8/29/2019. SO ORDERED, by Magistrate Judge Scott T. Varholak on 8/19/2019. Text Only Entry (stvlc1,) (Entered: 08/19/2019)
08/26/2019	<u>140</u>	RESPONSE to <u>137</u> MOTION for Leave to <i>File Surreply in Opposition to Defendant's</i> <u>128</u> MOTION for Summary Judgment filed by Defendant Jason Shutters. (Ratner, Mark) (Entered: 08/26/2019)
08/29/2019	<u>141</u>	REPLY to Response to <u>137</u> MOTION for Leave to <i>File Surreply in Opposition to Defendant's</i> <u>128</u> MOTION for Summary Judgment filed by Plaintiff Chayce Aaron Anderson. (Casolaro, Christopher) (Entered: 08/29/2019)
08/30/2019	<u>142</u>	ERRATA re <u>141</u> Reply to Response to Motion for Leave to <i>File Surreply</i> by Plaintiff Chayce Aaron Anderson. (Casolaro, Christopher) (Entered: 08/30/2019)
09/06/2019	<u>143</u>	OBJECTIONS to <u>140</u> Response to Motion for Leave to <i>File Sur–Reply</i> by Defendant Jason Shutters. (Ratner, Mark) (Entered: 09/06/2019)
09/10/2019	144	MINUTE ORDER Motion Hearing re: <u>137</u> Motion for Leave to File Surreply in Opposition to <u>128</u> Defendant's Motion for Summary Judgment set for 9/19/2019 02:30 PM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. SO ORDERED, by Magistrate Judge Scott T. Varholak on 9/10/2019. Text Only Entry (stvlc1,) (Entered: 09/10/2019)
09/11/2019	145	MINUTE ORDER Per the request of the parties, the Motion Hearing re: <u>137</u> Motion for Leave to File Surreply in Opposition to <u>128</u> Defendant's Motion for Summary Judgment set for 9/19/2019 02:30 PM is VACATED and RESET for 10/4/2019 09:45 AM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. SO ORDERED, by Magistrate Judge Scott T. Varholak on 10/04/2019. Text Only Entry (stvlc1,) (Entered: 09/11/2019)

10/04/2019	<u>146</u>	MINUTE ENTRY for Motion Hearing held before Magistrate Judge Scott T. Varholak on 10/4/2019. <u>137</u> Plaintiffs Motion for Leave to File Surreply in Opposition To Defendants Motion for Summary Judgment is GRANTED. The Court will accept the Plaintiffs Surreply to Defendants Motion for Summary Judgment [Doc. No. 137-1]. Defendant shall have until October 21, 2019 to file a Response to the Surreply. The Court will issue a recommendation on Defendants Motion for Summary Judgment [Doc. No. 128]. FTR: 402. (morti,) (Entered: 10/04/2019)
10/21/2019	<u>147</u>	RESPONSE Sur-Response in Opposition to Plaintiff's Sur-Reply (ECF No. <u>137</u> -1) by Defendant Jason Shutters. (Ratner, Mark) (Entered: 10/21/2019)
11/05/2019	<u>148</u>	RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>128</u> MOTION for Summary Judgment filed by Jason Shutters. The Court respectfully RECOMMENDS that Defendants Motion for Summary Judgment <u>128</u> be GRANTED and that Plaintiffs excessive force claim be DISMISSED, by Magistrate Judge Scott T. Varholak on 11/5/2019. (jgonz,) (Entered: 11/05/2019)
11/07/2019	<u>149</u>	Unopposed MOTION for Extension of Time to <i>File Pretrial Order and to Postpone Pretrial Conference Date</i> by Plaintiff Chayce Aaron Anderson. (Casolaro, Christopher) (Entered: 11/07/2019)
11/08/2019	150	MEMORANDUM regarding <u>149</u> Unopposed MOTION to <i>Postpone Pretrial Order Deadline and Pretrial Conference Date</i> filed by Chayce Aaron Anderson. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 11/8/2019. Text Only Entry (cmalc2) (Entered: 11/08/2019)
11/08/2019	151	ORDER granting <u>149</u> Motion for Extension of Time to File. The Final Pretrial Conference set for 11/21/2019 10:00 AM is VACATED and RESET for 2/11/2020 09:00 AM in Courtroom A 402 before Magistrate Judge Scott T. Varholak. The parties shall file a Proposed Pretrial Order on or before 2/4/2020. SO ORDERED, by Magistrate Judge Scott T. Varholak on 11/8/2019. Text Only Entry(stvlc2,) (Entered: 11/08/2019)
11/19/2019	<u>152</u>	AMENDED RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>128</u> MOTION for Summary Judgment filed by Jason Shutters. The Court respectfully RECOMMENDS that Defendants Motion for Summary Judgment # <u>128</u> be GRANTED and that Plaintiffs excessive force claim be DISMISSED, by Magistrate Judge Scott T. Varholak on 11/19/2019. (jgonz,) (Entered: 11/19/2019)
11/19/2019	<u>153</u>	Unopposed MOTION to Clarify re <u>152</u> RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>128</u> MOTION for Summary Judgment filed by Jason Shutters by Plaintiff Chayce Aaron Anderson. (Lakshmanan, Alexandra) (Entered: 11/19/2019)
11/20/2019	154	MEMORANDUM regarding <u>153</u> Unopposed MOTION for Clarification filed by Chayce Aaron Anderson. Motion referred to Magistrate Judge Scott T. Varholak by Judge Christine M. Arguello on 11/20/2019. Text Only Entry (cmalc2) (Entered: 11/20/2019)
11/20/2019	155	ORDER granting <u>153</u> Motion to Clarify. The deadline to file written objections to the <u>152</u> Amended Recommendation is 12/3/2019. SO ORDERED, by Magistrate Judge Scott T. Varholak on 11/20/2019. Text Only Entry(stvlc2,) (Entered: 11/20/2019)
12/03/2019	<u>156</u>	OBJECTION to <u>152</u> Report and Recommendations of <i>United States Magistrate Judge</i> filed by Plaintiff Chayce Aaron Anderson. (Lakshmanan, Alexandra) (Entered: 12/03/2019)
12/17/2019	<u>157</u>	RESPONSE to Objection to <u>152</u> RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE re <u>128</u> MOTION for Summary Judgment filed by Jason Shutters filed by Defendant Jason Shutters. (Ratner, Mark) (Entered: 12/17/2019)
12/31/2019	<u>158</u>	REPLY to Response to Objection to <u>152</u> Report and Recommendations, filed by Plaintiff Chayce Aaron Anderson. (Lakshmanan, Alexandra) (Entered: 12/31/2019)
02/03/2020	<u>159</u>	NOTICE of Change of Address/Contact Information by Christopher J. Casolaro (Casolaro, Christopher) (Entered: 02/03/2020)

02/04/2020	<u>160</u>	Proposed Pretrial Order by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Exhibit A – Plaintiff's Witness List, # <u>2</u> Exhibit B – Defendant's Witness List, # <u>3</u> Exhibit C – Joint Exhibit List)(Lakshmanan, Alexandra) (Entered: 02/04/2020)
02/11/2020	<u>161</u>	MINUTE ENTRY for Final Pretrial Conference held before Magistrate Judge Scott T. Varholak on 2/11/2020. ORDERED: The proposed Final Pretrial Order which was submitted to the court is approved and made an order of court. Parties shall confer regarding proposed trial dates and then contact Judge Arguellos Chambers via email to obtain trial dates. FTR: 402. (morti,) (Entered: 02/11/2020)
02/11/2020	<u>162</u>	FINAL PRETRIAL ORDER, by Magistrate Judge Scott T. Varholak on 2/11/2020. (morti,) (Entered: 02/11/2020)
02/25/2020	<u>163</u>	ORDER Affirming and Adopting <u>163</u> the November 19, 2019 Recommendation of United States Magistrate Judge and Granting <u>128</u> Defendant's Motion for Summary Judgment. SO ORDERED by Judge Christine M. Arguello on 2/25/2020.(swest) (Entered: 02/25/2020)
02/25/2020	<u>164</u>	FINAL JUDGMENT in favor of Defendant Jason Shutters and against Plaintiff Chayce Aaron Anderson re: <u>163</u> Order Affirming and Adopting the November 19, 2019 Recommendation of United States Magistrate Judge and Granting Defendant's Motion for Summary Judgment. Entered by the Clerk on 2/25/2020. (swest) (Entered: 02/25/2020)
03/10/2020	<u>165</u>	Proposed Bill of Costs by Defendant Jason Shutters. (Attachments: # <u>1</u> Exhibit Exhibit A)(Ratner, Mark) (Entered: 03/10/2020)
03/10/2020	<u>166</u>	CERTIFICATE OF COMPLIANCE re <u>165</u> Proposed Bill of Costs by Defendant Jason Shutters. (Ratner, Mark) (Entered: 03/10/2020)
03/27/2020	<u>167</u>	MOTION for Extension of Time to <i>File Notice of Appeal</i> by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Proposed Order (PDF Only) re Motion)(Lakshmanan, Alexandra) (Entered: 03/27/2020)
03/30/2020	168	ORDER granting <u>167</u> Motion for Extension of Time. Plaintiff may file a notice of appeal on or before April 27, 2020. SO ORDERED by Judge Christine M. Arguello on 3/30/2020. Text Only Entry(cmalc2) (Entered: 03/30/2020)
04/22/2020	<u>169</u>	Costs Taxed by Clerk in the amount of \$1,704.88 against Plaintiff Chayce Aaron Anderson and in favor of Defendant Jason Shutters. Hearing held before the Clerk by teleconference, April 22, 2020. (ebutl) (Entered: 04/22/2020)
04/27/2020	<u>170</u>	Second MOTION for Extension of Time to <i>File Notice of Appeal</i> by Plaintiff Chayce Aaron Anderson. (Attachments: # <u>1</u> Proposed Order (PDF Only))(Lakshmanan, Alexandra) (Entered: 04/27/2020)
04/27/2020	<u>171</u>	NOTICE OF APPEAL as to <u>164</u> Judgment, <u>163</u> Order on Motion for Summary Judgment, Order on Report and Recommendations, by Plaintiff Chayce Aaron Anderson (Filing fee \$ 505, Receipt Number 1082-7269758) (Lakshmanan, Alexandra) (Entered: 04/27/2020)