

ProSeNonPrisonerCase,R&R

**U.S. District Court
Northern District of Florida (Panama City)
CIVIL DOCKET FOR CASE #: 5:16-cv-00293-WTH-EMT**

BECK v. BAY COUNTY GOVERNMENT
Assigned to: William Terrell Hodges
Referred to: MAGISTRATE JUDGE ELIZABETH
M TIMOTHY
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 10/24/2016
Jury Demand: Plaintiff
Nature of Suit: 440 Civil
Rights: Other
Jurisdiction: Federal Question

Plaintiff

GARY WAYNE BECK

represented by **GARY WAYNE BECK**
2601 BEECH ST
PANAMA CITY BEACH, FL
32408
PRO SE

V.

Defendant

**BAY COUNTY
GOVERNMENT**

Defendant

14TH JUDICIAL COURT

Defendant

**ANN GRABNER
ATTORNEY**

Defendant

**BAY COUNTY CODE
ENFORCEMENT**

Date Filed	#	Docket Text
10/24/2016	<u>1</u>	COMPLAINT against ANN GRABNER, 14TH JUDICIAL COURT, BAY COUNTY CODE ENFORCEMENT, BAY

		COUNTY GOVERNMENT, filed by ANN GRABNER. (no copies) (djb) (Entered: 10/25/2016)
10/24/2016	<u>2</u>	MOTION for Leave to Proceed in forma pauperis by GARY WAYNE BECK. (djb) (Entered: 10/25/2016)
10/24/2016	<u>3</u>	MOTION to Appoint Counsel by GARY WAYNE BECK. (djb) (Entered: 10/25/2016)
10/25/2016	4	Notice to Pro Se (djb) (Entered: 10/25/2016)
10/25/2016		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>3</u> MOTION to Appoint Counsel, <u>2</u> MOTION for Leave to Proceed in forma pauperis, re: <u>1</u> Complaint. Referred to ELIZABETH M TIMOTHY. (djb) (Entered: 10/25/2016)
11/02/2016	<u>5</u>	ORDER granting <u>2</u> Motion for Leave to Proceed in forma pauperis. <i>Fee status updated to in forma pauperis.</i> Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 11/2/2016. (djb) (Entered: 11/02/2016)
11/02/2016	<u>6</u>	ORDER - Plaintiff's <u>3</u> Motion to Appoint Counsel is DENIED without prejudice. Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 11/2/2016. (djb) (Entered: 11/02/2016)
01/12/2017	<u>7</u>	ORDER REASSIGNING CASE. Case reassigned to William Terrell Hodges for all further proceedings. SENIOR JUDGE MAURICE M PAUL no longer assigned to case. Signed by William Terrell Hodges on 1/12/2017. (kjlw) **Please use the new judge's initials for future filings - 5:16cv293-WTH/EMT. (Entered: 01/13/2017)
07/19/2017	<u>8</u>	MOTION for Extension of Time to File Amended Complaint & Evidence by GARY WAYNE BECK. (djb) (Entered: 07/20/2017)
07/20/2017		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>8</u> MOTION for Extension of Time to File Amended Complaint & Evidence. Referred to ELIZABETH M TIMOTHY. (djb) (Entered: 07/20/2017)
08/04/2017	<u>9</u>	ORDER TO AMEND - The clerk is directed to forward to Plaintiff a civil rights complaint form for use by non-prisoners in actions under 42 U.S.C. § 1983. Within 30

Blanket
Order
in
multiple
cases

		DAYS from the date of docketing of this order, Plaintiff shall file an amended civil rights complaint. Plaintiff's <u>8</u> MOTION for Extension of Time to File Amended Complaint is DENIED as unnecessary in light of this order. Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 8/4/2017. (Amended Complaint due by 9/5/2017 .) (form mailed w/order) (djb) (Entered: 08/04/2017)
09/05/2017	<u>10</u>	AMENDED COMPLAINT against BAY COUNTY BOARD OF COMMISSIONERS, 14TH JUDICIAL COURT, BAY COUNTY CODE ENFORCEMENT, ANN GRABNER, FLORIDA STATE HOSPITAL, BAY COUNTY CODE ENFORCEMENT, filed by GARY WAYNE BECK. (Exhibit not attached - DVD) (djb) (Entered: 09/06/2017)
09/05/2017	<u>11</u>	MOTION to Appoint Counsel by GARY WAYNE BECK. (djb) (Entered: 09/06/2017)
09/06/2017		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>10</u> Amended Complaint. (djb) (Entered: 09/06/2017)
09/06/2017		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>11</u> MOTION to Appoint Counsel. Referred to ELIZABETH M TIMOTHY. (djb) (Entered: 09/06/2017)
09/08/2017	<u>12</u>	ORDER denying <u>11</u> MOTION to Appoint Counsel. Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 9/8/2017. (djb) (Entered: 09/08/2017)
09/14/2017	<u>13</u>	ORDER - The clerk of court is directed to forward to Plaintiff a civil rights complaint form for use by non-prisoners in actions under 42 U.S.C. § 1983. Within 30 DAYS from the date of docketing of this order, Plaintiff shall file a second amended civil rights complaint. Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 9/14/2017. (Second Amended Complaint due by 10/16/2017 .) (form mailed with order) (djb) (Entered: 09/14/2017)
10/17/2017		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>13</u> Order, (Second Amended Complaint not filed) (djb) (Entered: 10/17/2017)

10/19/2017	<u>14</u>	ORDER Re: Plaintiff's documents titled "Motion for Wet Ink Signature," "Motion for Emergency Hearing," "Motion for Emergency Injunction," and "Motion for Emergency Hearing and Relief," received by the clerk of the court on October 16 & 17, 2017. The clerk of court shall return the documents to Plaintiff without filing. The clerk shall send Plaintiff a civil rights complaint form for use by non-prisoners in actions under 42 U.S.C. § 1983. Plaintiff shall file the second amended complaint within 30 DAYS from the date of docketing of this order. Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 10/19/2017. (Amended Complaint due by 11/20/2017 .) (form mailed w/order and deficient documents) (djb) (Entered: 10/19/2017)
11/22/2017		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>14</u> Order, (amended complaint not filed) (djb) (Entered: 11/22/2017)
11/29/2017	<u>15</u>	ORDER TO SHOW CAUSE - Within 21 DAYS from the date of docketing of this order Plaintiff shall show cause, if any, why this case should not be dismissed for failure to comply with an order of the court. Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 11/29/2017. (Show Cause Response due by 12/20/2017 .) (djb) (Entered: 11/29/2017)
12/21/2017	<u>16</u>	RESPONSE TO ORDER TO SHOW CAUSE by GARY WAYNE BECK. (alb) (Entered: 12/22/2017)
12/21/2017	<u>17</u>	MOTION for Emergency Hearing and Relief by GARY WAYNE BECK. (djb) (Entered: 01/02/2018)
12/27/2017		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>16</u> Response to Order to Show Cause, <u>15</u> Order. (djb) (Entered: 12/27/2017)
01/02/2018		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>17</u> MOTION for Emergency Hearing and Relief. Referred to ELIZABETH M TIMOTHY. (djb) (Entered: 01/02/2018)
01/05/2018	<u>18</u>	ORDER - The clerk of court is directed to forward to Plaintiff a civil rights complaint form for use by non-prisoners in actions under 42 U.S.C. § 1983. Within 30 DAYS from the

		date of docketing of this order, Plaintiff shall file an amended civil rights complaint. Plaintiff's <u>17</u> MOTION for Emergency Hearing is DENIED. Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 1/5/2018. (Amended Complaint due by 2/5/2018 .) (form mailed w/order) (djb) (Entered: 01/05/2018)
02/06/2018		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>18</u> Order, (amended complaint not filed) (djb) (Entered: 02/06/2018)
02/08/2018	<u>19</u>	SECOND AMENDED COMPLAINT against BAY COUNTY GOVERNMENT, GREG BRUDNICKI, JAMES FENSOM, BRANTLEY S CLARK, MICHAEL OVERSTREET, BAY COUNTY CODE ENFORCEMENT, FLORIDA STATE HOSPITAL, MIKE THOMAS, PANAMA CITY POLICE, GULF CONSORTIUM, filed by GARY WAYNE BECK. (djb) (Entered: 02/09/2018)
02/09/2018		ACTION REQUIRED BY MAGISTRATE JUDGE: Chambers of MAGISTRATE JUDGE ELIZABETH M TIMOTHY notified that action is needed Re: <u>19</u> Second Amended Complaint. (djb) (Entered: 02/09/2018)
05/01/2018	<u>20</u>	REPORT AND RECOMMENDATION - That this cause be DISMISSED under 28 U.S.C. § 1915 (e)(2)(B)(i) and (ii) as frivolous and for failure to state a claim upon which relief may be granted. R&R flag set. Signed by MAGISTRATE JUDGE ELIZABETH M TIMOTHY on 05/01/2018. Internal deadline for referral to district judge if objections are not filed earlier: 5/29/2018 . (MB) (Entered: 05/01/2018)