

U.S. District Court
Southern District of Ohio (Dayton)
CIVIL DOCKET FOR CASE #: 3:23-cv-00273-WHR-PBS

Tyson v. Ellis
Assigned to: Judge Walter H. Rice
Referred to: Magistrate Judge Peter B. Silvain, Jr
Case in other court: Sixth Circuit, 23-03933
Cause: 42:1983 Civil Rights Act

Date Filed: 09/20/2023
Date Terminated: 11/16/2023
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: Federal Question

Plaintiff**Steve Tyson**

represented by **Steve Tyson**
6266 Shull Road
Huber Heights, OH 45424
PRO SE

V.

Defendant**Elizbeth Ellis**

Date Filed	#	Docket Text
09/20/2023	<u>1</u>	MOTION for Leave to Proceed in forma pauperis by Plaintiff Steve Tyson. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Complaint, # <u>3</u> Summons Form, # <u>4</u> USM285 Form) (pb) (Entered: 09/20/2023)
09/22/2023		NOTATION ORDER approving <u>1</u> Motion for Leave to Proceed in forma pauperis. Signed by Judge Walter H. Rice on 09/22/2023. (tp)(This document has been sent by regular mail to the party(ies) listed in the NEF that did not receive electronic notification.) (Entered: 09/22/2023)
09/22/2023	<u>2</u>	ORDER – Accordingly, Plaintiff is ORDER to submit a supplemental affidavit in support of his Motion on or before October 13, 2023 that clarifies the status of his financial condition, including the total amount in liquid assest he possesses along with the amounts of income he receives and liabilities he pays on a monthly basis. In the affidavit, Plaintiff must also explain why the one-time payment of the Court's filing fee will render Plaintiff unable to provide for himself. Plaintiff's affidavit must be accompanied by the following statement above his signature: I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on (date). 28 U.S.C. § 1746(1). IT IS SO ORDERED. Signed by Magistrate Judge Peter B. Silvain, Jr on 9/22/2023. (srb)(This document has been sent by regular mail to the party(ies) listed in the NEF that did not receive electronic notification.) (Entered: 09/22/2023)
09/22/2023	<u>3</u>	COMPLAINT against Elizbeth Ellis, filed by Steve Tyson. (pb) (Entered: 10/24/2023)
10/24/2023	<u>4</u>	REPORT AND RECOMMENDATIONS – IT IS THEREFORE RECOMMENDED THAT: 1. Plaintiffs Complaint be DISMISSED pursuant to 28 U.S.C. § 1915(e)(2); and 2. The case be terminated on the Courts docket re <u>3</u> Complaint filed by Steve Tyson. Objections to R&R due by 11/7/2023. Signed by Magistrate Judge Peter B. Silvain, Jr on 10/24/23. (pb)(This document has been sent by regular mail to the party(ies) listed in the NEF that did not receive electronic notification.) (Entered: 10/24/2023)
11/07/2023	<u>5</u>	OBJECTION to <u>4</u> Report and Recommendations by Plaintiff Steve Tyson. (pb) (Entered: 11/07/2023)
11/16/2023	<u>6</u>	DECISION AND ENTRY ADOPTING THE REPORT AND RECOMMENDATIONS OF THE UNITED STATES MAGISTRATE JUDGE (Doc. # <u>4</u>) AND OVERRULING PLAINTIFF'S OBJECTION THERETO (Doc. # <u>5</u>);

		JUDGMENT TO ENTRY IN FAVOR OF DEFENDANT AND AGAINST PLAINTIFF HEREIN; TERMINATION ENTRY. Signed by Judge Walter H. Rice on 11/16/2023. (bjr)(This document has been sent by regular mail to the party(ies) listed in the NEF that did not receive electronic notification.) (Entered: 11/16/2023)
11/16/2023	<u>7</u>	CLERK'S JUDGMENT signed on 11/16/2023. (bjr)(This document has been sent by regular mail to the party(ies) listed in the NEF that did not receive electronic notification.) (Entered: 11/16/2023)
11/21/2023	<u>8</u>	NOTICE OF APPEAL re <u>6</u> Order on Report and Recommendations, (FILING FEE DUE) by Plaintiff Steve Tyson. (pb) (Entered: 11/21/2023)
11/21/2023	<u>9</u>	USCA Case Number 23-3933 for <u>8</u> Notice of Appeal filed by Steve Tyson; case manager Virginia Lee Padgett, 513-564-7032. (er) (Entered: 11/22/2023)