

**U.S. District Court
Western District of Wisconsin (Madison)
CIVIL DOCKET FOR CASE #: 3:23-cv-00589-jdp**

Sanders, Thomas v. Bender, Joseph et al
Assigned to: District Judge James D. Peterson
Referred to: Magistrate Judge Anita M. Boor
Cause: 05:552 Freedom of Information Act

Date Filed: 08/28/2023
Jury Demand: Plaintiff
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: U.S. Government Defendant

Plaintiff**Thomas E. Sanders**

represented by **Thomas E. Sanders**
365985
Wisconsin Secure Program Facility
P.O. Box 1000
Boscobel, WI 53805
(608) 375-5656
PRO SE

V.

Defendant

Joseph E. Bender, Jr.
TERMINATED: 04/17/2024

Defendant

Priscilla Jones
TERMINATED: 04/17/2024

Defendant

Bobak Talebian
TERMINATED: 04/17/2024

Defendant**Federal Bureau of Investigation**

represented by **U.S. Attorneys_Civil Notices**
Email: USAWIW.CivilECFNotices@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Robert Ying-Tsai Joynt
DOJ-USAO
Western District of Wisconsin
222 West Washington Avenue
Suite 700
Madison, WI 53703
608-250-5434
Fax: 608-264-5724
Email: robert.joynt@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

E-filing Institution**WSPF Prison Facility**

Date Filed	#	Docket Text
08/28/2023	<u>1</u>	COMPLAINT against All Defendants, filed by Thomas E. Sanders. (Attachments: # <u>1</u> Certification as to 3 or more dismissals, # <u>2</u> Cover Letter) (jef),(ps) (Entered: 08/28/2023)

08/28/2023	<u>2</u>	Declaration of Thomas E. Sanders re: <u>1</u> Complaint by Thomas E. Sanders. (jef),(ps) (Entered: 08/28/2023)
08/28/2023	<u>3</u>	Motion for Leave to Proceed in forma pauperis by Plaintiff Thomas E. Sanders. (jef),(ps) (Entered: 08/28/2023)
08/28/2023	<u>4</u>	Prisoner Trust Fund Account Statement by Plaintiff Thomas E. Sanders. (jef),(ps) (Additional attachment(s) added on 8/28/2023: # <u>1</u> IPP Calculation) (jef). (Entered: 08/28/2023)
08/28/2023	<u>5</u>	ORDER on ifp request: Initial partial filing fee of \$ 23.59 assessed. Initial partial filing fee due 9/18/2023. Signed by Magistrate Judge Andrew R. Wiseman on 8/28/2023. (jef),(ps) (Entered: 08/28/2023)
08/30/2023	<u>6</u>	Plaintiff's Motion for a Court Order to Access Release Account by Plaintiff Thomas E. Sanders. (Attachments: # <u>1</u> Copy of Notice of Electronic filing (dkt. <u>5</u>)) (jls),(ps) (Entered: 08/30/2023)
09/01/2023	<u>7</u>	ORDER directing prison officials to use funds in plaintiff's release account to pay any portion of the initial partial payment that remains after first drawing funds from his regular inmate account. The deadline for plaintiff to pay the initial partial payment is extended to September 29, 2023. Signed by Magistrate Judge Andrew R. Wiseman on 9/1/2023. (jef),(ps) (Entered: 09/01/2023)
09/06/2023		Partial Filing fee received: \$23.59, receipt number 1569. (jls),(ps) (Entered: 09/06/2023)
09/06/2023	<u>8</u>	Warden PLRA Letter. (jls),(ps) (Entered: 09/06/2023)
09/07/2023	<u>9</u>	JS 44 Civil Cover Sheet re: <u>1</u> Complaint filed by Thomas E. Sanders. (jef),(ps) (Entered: 09/07/2023)
09/07/2023	<u>10</u>	Summonses as to Defendants by Plaintiff Thomas E. Sanders. (jef),(ps) (Entered: 09/07/2023)
09/11/2023	<u>11</u>	Motion for Leave to File An Amended Complaint by Plaintiff Thomas E. Sanders. (jls),(ps) (Entered: 09/11/2023)
09/11/2023	<u>12</u>	Motion to Amend <u>1</u> Complaint by Plaintiff Thomas E. Sanders. (Attachments: # <u>1</u> Amended Summons, # <u>2</u> Amended Complaint) (jls),(ps) (Entered: 09/11/2023)
10/30/2023	<u>13</u>	Letter Requesting Docket Sheet by Plaintiff Thomas E. Sanders; docket sheet mailed to plaintiff at WSPF. (jls),(ps) (Entered: 10/30/2023)
12/04/2023	<u>14</u>	Letter requesting proof of service by Plaintiff Thomas E. Sanders. (rks),(ps) (Entered: 12/04/2023)
12/04/2023	<u>15</u>	Notice to plaintiff re <u>14</u> Letter requesting proof of service: Please be advised that at this time the defendants have not been served a copy of the complaint in the above case. Because you are proceeding in forma pauperis, the court must first screen your complaint pursuant to 28 U.S.C. § 1915A to determine whether the case must be dismissed either because the complaint is frivolous or malicious, fails to state a claim on which relief may be granted or seeks monetary relief against a defendant who is immune from such relief. Once screening is complete, and if appropriate, the court will provide direction on service of the defendants at the time the screening order is issued. (rks),(ps) (Entered: 12/04/2023)
12/08/2023	<u>16</u>	Letter re: Screening from Thomas Sanders. (rks),(ps) (Entered: 12/08/2023)
12/08/2023	<u>17</u>	Notice to plaintiff regarding status of screening <u>1</u> Complaint : It is not possible for the clerk's office to predict how long it will take for a decision in a case. There are numerous individual factors in each case that impact how long screening takes, and there is no way to accurately predict how long the screening process will take. (rks),(ps) (Entered: 12/08/2023)
01/22/2024	<u>18</u>	ORDER Plaintiff Thomas E. Sanders's complaint is DISMISSED without prejudice. Sanders may have until February 13, 2024, to file an amended complaint that fixes the problems identified in the opinion. If Sanders does not respond by February 13, I will dismiss the case with prejudice and

		assess a "strike" under 28 U.S.C. § 1915(g). See Paul v. Marberry, 658 F.3d 702, 704–06 (7th Cir. 2011). Signed by District Judge James D. Peterson on 1/22/2024. (rks),(ps) (Entered: 01/22/2024)
02/05/2024	<u>19</u>	Proposed Amended Complaint by Plaintiff Thomas E. Sanders. (Attachments: # <u>1</u> Correspondence, disbursement requests, other papers) (jef),(ps) (Entered: 02/05/2024)
04/17/2024	<u>20</u>	ORDER on Leave to Proceed: Plaintiff granted leave to proceed against Defendant Federal Bureau of Investigation. Leave to proceed denied and case dismissed against Bobak Talebian, Joseph E. Bender, Jr., and Priscilla Jones. Signed by District Judge James D. Peterson on 4/17/2024. (jls),(ps) (Additional attachment(s) added on 4/19/2024: # <u>1</u> Certified Mail Tracking Numbers) (lam). (Entered: 04/17/2024)
04/26/2024	<u>21</u>	Certified Mail Receipt Returned as to US Atty. Timothy O'Shea. (acd),(ps) (Entered: 04/26/2024)
05/07/2024		Judge update in case. Case now assigned to Magistrate Judge Anita M. Boor. Case no longer assigned to Magistrate Judge Stephen L. Crocker. (sdl),(ps) (Entered: 05/07/2024)
05/20/2024	<u>22</u>	ANSWER by Defendant Federal Bureau of Investigation. (Attachments: # <u>1</u> Certificate of Service) (Joynt, Robert),(ps) (Entered: 05/20/2024)
05/21/2024		Set Telephone Pretrial or Status Conference: Telephone Pretrial Conference set for 6/11/2024 at 01:00 PM before Magistrate Judge Anita M. Boor. Counsel for the defendant responsible for facilitating the call. Please call (669) 254–5252 and enter meeting ID 161 2455 6623 when prompted. Wait to be admitted into the conference. [Notice Regarding the Telephone Preliminary Pretrial Conference attached] (lam),(ps) (Entered: 05/21/2024)
06/11/2024	<u>23</u>	Pretrial Conference Order – <u>Preliminary Pretrial Packet in cases assigned to District Judge James D. Peterson</u> attached. Dispositive Motions for Failure to Exhaust Administrative Remedies due 8/6/2024. Dispositive Motions due 11/26/2024. Submissions for Final Pretrial Conference due 5/2/2025. Responses due 5/16/2025. Telephone Final Pretrial Conference set for 5/30/2025 at 10:00 AM. Jury Selection and Trial set for 6/9/2025 at 09:00 AM before Judge James D. Peterson. Signed by Magistrate Judge Anita M. Boor on 06/11/2024. (acd),(ps) (Entered: 06/11/2024)
06/11/2024	24	** TEXT ONLY ORDER ** If the defendants decide they want to depose the plaintiff in this lawsuit, I am granting the defendants permission to do so under Fed. R. Civ. P. 30(a)(2)(B). Signed by Magistrate Judge Anita M. Boor on 06/11/2024. (acd),(ps) (Entered: 06/11/2024)
06/11/2024		Minute Entry for proceedings held before Magistrate Judge Anita M. Boor: Telephone Preliminary Pretrial Conference – Pro Se held on 6/11/2024 [00:26] (ckl),(ps) (Entered: 06/20/2024)