

**United States District Court  
Middle District of Pennsylvania (Harrisburg)  
CIVIL DOCKET FOR CASE #: 1:98-cv-00401-WWC-JVW**

Day v. Schaffer, et al  
Assigned to: Judge William W. Caldwell  
Referred to: Pro Se Law Clerk JV  
Demand: \$0  
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 03/11/1998  
Date Terminated: 03/31/1998  
Jury Demand: None  
Nature of Suit: 555 Prisoner Civil  
Rights (Prison Conditions)  
Jurisdiction: Federal Question

**Plaintiff**

**Willie Day, III**

represented by **Willie Day, III**  
DJ-0099  
SCI-CH  
SPECIAL MAIL - OPEN ONLY  
IN THE PRESENCE OF THE  
INMATE  
P.O. Box 200  
Camp Hill, PA 17001  
PRO SE

V.

**Defendant**

**C.O. Schaffer**

**Defendant**

**Sergeant Gavangan**

**Defendant**

**Kenneth D. Kyler**

**Defendant**

**. Pennsylvania Department of  
Corrections**

<b>Date Filed</b>	<b>#</b>	<b>Docket Text</b>
03/11/1998	1	COMPLAINT alleging poor prison conditions. Amt: IFP Pending (ps) (Entered: 03/13/1998)
03/11/1998	2	MOTION by plaintiff Willie Day III to proceed in forma pauperis (ps) (Entered: 03/13/1998)
03/11/1998	3	Authorization by plaintiff Willie Day III allowing prison to submit copy of prisoner's trust fund account to the court, and approving entire filing fee to be deducted from prisoner inmate account (ps) (Entered: 03/13/1998)
03/13/1998		PRISONER LETTER issued as to plaintiff Willie Day III with Notice and Consent Form U.S. Marshal Form (ps) (Entered: 03/13/1998)
03/13/1998	4	STANDING PRACTICE ORDER of all judges sent to plaintiff. (ps) (Entered: 03/13/1998)
03/13/1998	5	ADMINISTRATIVE ORDER sent to Prison Superintendent/Warden as to plaintiff Willie Day III (cc: Superintendent/Warden, prisoner, Financial) (ps) (Entered: 03/13/1998)
03/13/1998		Case file w/ copy of docket to PRSLC. Copy of docket to J. Caldwell. (ps) (Entered: 03/13/1998)
03/19/1998	6	FINANCIAL AFFIDAVIT of Ben C. Livingood regarding Pltf Day's inmate account; w/ account statement. (cc: financial) (ep) (Entered: 03/26/1998)
03/23/1998	7	LETTER to court from plaintiff Willie Day III dated 3/18/98 requesting USM 285 forms. (ep) (Entered: 03/26/1998)
03/31/1998	8	ORDER by Judge William W. Caldwell IT IS ORDERED THAT 1) Pltf's mtn to proceed IFP is construed as a mtn to proceed w/out full prepayment of fees and costs and the mtn is granted for the purpose of filing the complaint only. 2) The complaint is dismissed, w/out prejudice, as frivolous, pursuant to 28 USC 1915(e)(2)(B)(i). 3) The Clerk of Court shall close this case. 4) Any appeal taken from this order will be deemed frivolous, w/out probable cause, and not taken in good faith. [2-1] Case terminated (cc: all counsel, Ct., PRSLC & Security) (jc) (Entered: 03/31/1998)
03/31/1998		REMARK - Document 8 sent to Scranton. (jc) (Entered: 03/31/1998)
04/01/1998	9	LETTER to court dated 3/24/98 from plaintiff Willie Day III requesting extension of time so that he may obtain or be appointed

		counsel. (ep) (Entered: 04/01/1998)
04/01/1998		Case file to SCR closed file room. (ep) (Entered: 04/01/1998)
04/06/1998	10	ORDER by Judge William W. Caldwell IT IS HEREBY ORDERED THAT plaintiff's motion for an enlargement of time "to obtain or be appointed counsel" is DENIED as moot. [9-1] (cc: Ct, all counsel) (jk) (Entered: 04/06/1998)
04/06/1998		REMARK - Doc #10 to Scranton CFR. (jk) (Entered: 04/06/1998)
04/09/1998	11	RECEIPT LETTER Receipt #: T1264-6. Amount: \$31.46. From: Pltf Willie Day. Purpose: Partial Filing Fee. (rm) (Entered: 04/09/1998)
05/07/1998	12	RECEIPT LETTER Receipt #: T1289-6. Amount: \$5.32. From: Pltf Day. Purpose: Partial Filing Fee. (rm) (Entered: 05/07/1998)
06/11/1998	13	RECEIPT LETTER Receipt #: T1308-6,7 Amount: \$67.00 From: W. Day Purpose: Partial Filing Fee (ps) (Entered: 06/11/1998)
07/13/1998	14	FINAL RECEIPT Receipt #: T1325-6 Amount: \$46.22 From: W.Day Purpose: Partial Filing Fee (ep) (Entered: 07/13/1998)