

CLOSED

**U.S. District Court
District of Nebraska (4 Lincoln)
CIVIL DOCKET FOR CASE #: 4:94-cv-03009-RGK**

Jacob v. Thurber
Assigned to: Senior Judge Richard G. Kopf
Demand: \$0
Cause: 28:2254 Petition for Writ of Habeas
Corpus (State)

Date Filed: 01/06/1994
Date Terminated: 03/28/1994
Jury Demand: None
Nature of Suit: 530 Habeas
Corpus: General
Jurisdiction: Federal Question

Petitioner

Steven M. Jacob

represented by **Steven M. Jacob**

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SPR-NEBRASKA, Nebraska
State Penitentiary
P.O. Box 2500
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PRO SE

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V.

Respondent

Mike Thurber

*Director, Lancaster County
Department of Corrections*

Interested Party

Attorney General
State of Nebraska

represented by **Donald B. Stenberg**
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Date Filed	#	Docket Text
01/06/1994	1	PETITION FOR WRIT OF HABEAS CORPUS - copy mailed to respondent and Attorney General (attchmts) (ICMSUSER) (Entered: 01/07/1994)
01/06/1994	2	MOTION by petitioner to proceed in forma pauperis (ICMSUSER) (Entered: 01/07/1994)
01/06/1994	3	MEMORANDUM, OPINION, AND ORDER: by Magistrate David L. Piester prov granting motion to proceed in forma pauperis [2-1]; clk to req trust acct stmt fm instit; clk to file petitn and ret for initial review - CCAP (ICMSUSER) (Entered: 01/07/1994)
01/06/1994	1	MOTION by petitioner for appointment of counsel (ICMSUSER) (Entered: 01/07/1994)
01/06/1994	4	Clerk's LETTER to trust account officer (ICMSUSER) (Entered: 01/07/1994)
01/13/1994	6	SUPPLEMENT by petitioner re habeas corpus petition [1-1] (CCB) (Entered: 01/14/1994)
01/14/1994	5	CERTIFICATE by Account Mgr re: inmate trust account info (ADB) (Entered: 01/14/1994)
01/18/1994	7	MEMORANDUM AND ORDER: by Magistrate David L. Piester denying motion for appointment of counsel [1-1] - CCAP (CCB) (Entered: 01/19/1994)
01/18/1994	7	REPORT AND RECOMMENDATION that this action be dismissed unless objection made within 10 days by Magistrate David L. Piester -

		CCAP (CCB) (Entered: 01/19/1994)
01/21/1994	8	OBJECTION by petitioner to RR [7-1] (CCB) (Entered: 01/25/1994)
01/21/1994	8	MOTION by petitioner to amend petition with attachments (CCB) (Entered: 01/25/1994)
02/04/1994	9	PRISONER PAYMENT ORDER by Magistrate David L. Piester : plaintiff is hereby ordered to pay filing fee in the amount of \$ 5.00 due by 3/7/94 or matter will be subj to dismiss - CCAP (CCB) (Entered: 02/07/1994)
02/08/1994	10	FILING FEE PAID: on 2/8/94 in the amount of \$ 5.00, receipt # 11280. (ICMSUSER) (Entered: 02/09/1994)
02/16/1994	11	MEMORANDUM, OPINION, AND ORDER: by Magistrate David L. Piester construing motion to amend petition [8-1] as a motion to reconsider memo & ord & pet is gv to 3/21/94 to either file mot to dismiss or mot to proceed on claim 2 or be subj to dismiss CCAP (ICMSUSER) (Entered: 02/16/1994)
02/18/1994	12	MOTION (Request) by petitioner Steven M. Jacob for leave to make further amendments to petition for writ of habeas corpus (ICMSUSER) (Entered: 02/22/1994)
02/23/1994	13	OBJECTION by petitioner Steven M. Jacob to re: 2/16/94 order [11-1] (ICMSUSER) (Entered: 02/24/1994)
02/23/1994	13	MOTION by petitioner Steven M. Jacob for leave to amend Petition for a writ of habeas corpus (ICMSUSER) (Entered: 02/24/1994)
02/28/1994	14	ORDER by Magistrate David L. Piester granting motion for leave to make further amendments to petition for writ of habeas corpus [12-1] & ct's prev memo & ord [11-1] remains in effect - CCAP (ICMSUSER) (Entered: 03/01/1994)
03/01/1994	15	AMENDED, PETITION FOR WRIT OF HABEAS CORPUS (ICMSUSER) (Entered: 03/02/1994)
03/09/1994	16	MEMORANDUM, ORDER And RECOMMENDATION: by Magistrate David L. Piester Order that petitioner be given until 3/21/94 to file either a mot to dismiss w/o prej or a mot proceeding on claim 2 is vacated [11-1] order denying motion for appointment of counsel [1-1] - CCAP (ICMSUSER) (Entered: 03/10/1994)

03/09/1994	16	REPORT AND RECOMMENDATION that this action be dismissed by Magistrate David L. Piester concerning motion OBJECTION by petitioner Steven M. Jacob to re: 2/16/94 order [11-1] [13-1] - CCAP (ICMSUSER) (Entered: 03/10/1994)
03/21/1994	17	OBJECTION by petitioner Steven M. Jacob to RR [16-1] (ICMSUSER) (Entered: 03/21/1994)
03/28/1994	18	MEMORANDUM, OPINION, AND ORDER: by Judge Richard G. Kopf denying motion OBJECTION by petitioner Steven M. Jacob to RR [16-1] [17-1] adopting motion REPORT AND RECOMMENDATION that this action be dismissed [16-1] - CCAP (ICMSUSER) (Entered: 03/28/1994)
03/28/1994	19	JUDGMENT: by Judge Richard G. Kopf terminating case referral to Magistrate David L. Piester , dismissing case , - CCAP and appeal form sent" (ICMSUSER) (Entered: 03/28/1994)
04/08/1994	20	NOTICE OF APPEAL by petitioner Steven M. Jacob from Dist. Court decision [19-4] - CCAP & Atty Gen on 4/8/94 (fil fee not pd) (ICMSUSER) (Entered: 04/08/1994)
04/08/1994	21	MOTION by petitioner Steven M. Jacob for cert of prob cause (ICMSUSER) (Entered: 04/08/1994)
04/11/1994	22	CERTIFICATE OF PROBABLE CAUSE shall issue by Judge Richard G. Kopf [21-1] - CCAP (ICMSUSER) (Entered: 04/11/1994)
04/14/1994	23	2 CERTIFIED COPIES OF NOTICE OF APPEAL, together with memo & ords of 3/9/94, 3/28/94 & jgm of 3/28/94 and clerk's docket entries mailed to Clerk, USCA 8th Circuit; docket entries also mailed to attys of record (ICMSUSER) (Entered: 04/14/1994)
04/26/1994	24	SCHEDULING ORDER from USCA; Appellate Docket Number 94-2004NEL ; trans desgn set for 6/6/94 ; clk desgn set for 6/6/94 ; appnt desgn ddl set for 5/6/94 ; appe desgn ddl set for 5/16/94 [20-1] (NCD) (Entered: 04/26/1994)
05/03/1994		REMARK: file returned from USCA (ICMSUSER) (Entered: 05/04/1994)
05/06/1994	25	(Certificate of Waiver) TRANSCRIPT DESIGNATION and Ordering Form: no trial & no transcript ordered [20-1] (ICMSUSER) (Entered: 05/06/1994)

05/06/1994	26	DESIGNATION of Record by plaintiff Steven M. Jacob (ICMSUSER) Modified on 05/06/1994 (Entered: 05/06/1994)
05/06/1994		TRANSMITTAL LETTER to USCA 8th Circuit of 2 cert cop of design of rec & of last pg of dock entr (ICMSUSER) (Entered: 05/06/1994)
05/17/1994	27	DESIGNATED CLERK'S RECORD on Appeal sent to Circuit Court; clk desgn sent 5/17/94 re appeal [20-1] (CCB) (Entered: 05/17/1994)
04/17/1995	28	(COPY) OPINION of USCA, 8th Circuit (ICMSUSER) (Entered: 04/18/1995)
06/05/1995	29	MANDATE from USCA 8th Circuit affirming the decision of the District Court in accordance with the Opinion of this court (Opinion attached) [20-1] - CCAP, RGK (NCD) (Entered: 06/05/1995)
06/05/1995		TRANSMITTAL of document #29 Attn: Terri (NCD) (Entered: 06/05/1995)
09/18/1995	30	NOTICE of filing petition for certiorari No. 95-5813 Oct term 1995 from Supreme Court (ICMSUSER) (Entered: 09/19/1995)
10/17/1995	31	NOTICE from the Supreme Court denying certiorari in the above case. (ICMSUSER) (Entered: 10/17/1995)
05/21/1998		FILE SENT to Federal Record Center on 5/21/98 (SED) (Entered: 05/22/1998)