

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

RONALD WAYNE CLARK JR.
Plaintiff

Case No. 3:11-cv-1051-j-34TEM

vs.

KEN TUCKER, Sec. Dept.
of Corrections, et al.,
Defendants

MOTION SEEKING A
TEMPORARY RESTRAINING ORDER

Comes now the plaintiff Ronald Wayne Clark Jr. Prose before this Honorable Court, in this motion seeking a Temporary Restraining order, in an attempt to stop Defendants from retaliating and "indangering plaintiff's life" as defendant's did last year, while plaintiff was conducting a hunger strike.

Plaintiff avers the following:

- 1.) Defendants began retaliating against plaintiff in May 2011 over plaintiff's blog site www.thedeathrowpout.blogspot.com which got shut down due to the retaliation.
- 2.) Plaintiff filed this Retaliatory First Amendment Violation lawsuit in late 2011 and the Amended Complaint.
- 3.) since then plaintiff has been seeking out counsel to no avail. Please see [Exhibit (A)] legal correspondence from Florida

Justice Institute. I contact the Lawyer Referral service OF the Florida Bar who referred me to Jacksonvilles Referral service. who I have yet to hear from.

4.) On April 3, 2012 one of the Defendants Bennett Kilgore came to my cell P-2204 and began harassing me and threatening me, stating "you don't need to say anything to me. I can make you say anything that I want you to say." which he and C.O. Timothy Stone did back on sept. 9, 2011 in DR# 213-111515

5.) Plaintiff would File Grievance OF Reprisal #1204-213-055 which was returned without action.

6.) Plaintiff on April 19, 2012 would File Informal Grievance #04-12-294 please see attached as [Exhibit(B)] that was returned on April 26, 2012, stating the allegations will be handled by the Chief of security and the Inspector General's Office.

7.) Three days later plaintiff was set up with a bogus DR# 213-120732 written by C.O. AARON D. Stokes who states on April 29, 2012 while searching my cell P-2204 he found a rolled cigarette behind my light. Please see Attached DR Appeal that is being Filed on May 16, 2012 as [Exhibit(C)]

8.) Plaintiff had also been making an issue over Lt. Kilgores dismissal over the August 15, 2009 assault of inmate Paul Kennedy, please see attached [Exhibit(D)] Brad Ford County telegraph that has been placed on both of plaintiff's blogs in April 2012. see blogs. <http://thedeathrowpoet.wordpress.com> and <http://betweenthebars.org/blogs/1581/ronald-w-clark-jr>

9.) Defendant's have continued the retaliatory shake downs since last year and is constantly leaving plaintiff's legal file in a shambles. which is going to make it impossible for plaintiff to represent himself.

10.) Plaintiff on June 1, 2012 is going to conduct a Hunger strike, a peaceful protest to bring attention to what has been taking place here (the Retaliation and other inhuman

abuse) that is taking place here, in hopes of not only stopping it and bringing change but also hoping that an Attorney will see this document and the Civil Rights Complaint and assist plaintiff in progressing this case.

11) Last year during a Hunger strike that took place from May 20 through June 9, Defendant's retaliated and placed plaintiff in a strip cell in R Dorm cell #1202 taking plaintiff's mattress, blanket, clothing toilet paper ect and leaving plaintiff in cell R-1202 with the air condition blasting with plaintiff in nothing but his underwear.

12) That was a very dangerous situation, for which Defendants may repeat, and endanger plaintiff's health and safety. Plaintiff is not trying to commit suicide plaintiff is simply trying to stop the Constitutional violations that are taking place here under this Administration and stop all further retaliation. Please see Attached Formal Complaint dated May 3, 2012 as [Exhibit (E)]

13) Plaintiff for over a year has been trying to better the conditions of death row, see memorandum as [Exhibit (F)] and the April 20, 2011 Response as [Exhibit (G)] Plaintiff is conducting this Hunger strike to bring need attention to.

14) Plaintiff has a Constitutional Right to conduct this Hunger strike and refuse medical intervention under ART I, sec 23 OF the Fla. Constitution see attached as [Exhibit (H)] SINGLETARY V. COSTELLO, 665 SO. 2d. 1099 (Fla. APP. 4 Dist 1996) without retaliation from the Defendants or interference from the D.O.C.

Wherefore Plaintiff prays that this Honorable Court will issue a T.R.O stopping the defendant's from endangering plaintiff's life during this June 1, 2012 Hunger strike.

May 16, 2012

Respectfully
submitted
Ronald W. Clarke