

United States District Court
CENTRAL DISTRICT OF ILLINOIS

FILED

DEC 19 2022

CLERK OF COURT
U.S. DISTRICT COURT
CENTRAL DISTRICT OF ILLINOIS

Nick Wilson,)
)
 Plaintiff)
)
 vs.)
)
Brian mcKnolds)
Daine Burke head)
Josh Dordant)
Austin chamberlin)
Jackson miller)
Quinton Reedy)
Kassandra Williams)
Tonya Atteberry,)
)
 Defendant(s))

Case No. 22-3211
(The case number will be assigned by the clerk)

(List the full name of ALL plaintiffs and defendants in the caption above. If you need more room, attach a separate caption page in the above format).

COMPLAINT*

Indicate below the federal legal basis for your complaint, if known. This form is designed primarily for pro se prisoners challenging the constitutionality of their conditions of confinement, claims which are often brought under 42 U.S.C. § 1983 (against state, county, or municipal defendants) or in a "Bivens" action (against federal defendants). However, 42 U.S.C. § 1983 and "Bivens" do not cover all prisoners' claims. Many prisoners' legal claims arise from other federal laws. Your particular claim may be based on different or additional sources of federal law. You may adapt this form to your claim or draft your own complaint.

- 42 U.S.C. §1983 (state, county or municipal defendants)
- Action under *Bivens v. Six Unknown Federal Narcotics Agents*, 403 U.S. 388 (1971)(federal defendants)
- Other federal law: _____
- Unknown _____

I. FEDERAL JURISDICTION

****Please refer to the instructions when filling out this complaint. Prisoners are not required to use this form or to answer all the questions on this form in order to file a complaint. This is not the form to file a habeas corpus petition.***

Jurisdiction is based on 28 U.S.C. § 1331, a civil action arising under the United States Constitution or other federal law. (You may assert a different jurisdictional basis, if appropriate).

II. PARTIES

A. Plaintiff:

Full Name: Nick Wilson

Prison Identification Number: 9870

Current address: 151 N Morgan St Shelbyville IL
62565

For additional plaintiffs, provide the information in the same format as above on a separate page. If there is more than one plaintiff, each plaintiff must sign the Complaint, and each plaintiff is responsible for paying his or her own complete, separate filing fee.

B. Defendants

Defendant #1:

Full Name: Brian McReynolds

Current Job Title: Sheriff

Current Work Address 151 N Morgan St ~~IL~~ Shelbyville IL
62565

Defendant #2:

Full Name: Paine Burkehead

Current Job Title: Jail Admin

Current Work Address 151 N Morgan St Shelbyville IL 62565

Defendant #3:

Full Name: Josh Purrant

Current Job Title: C.O

1. Name of Case, Court and Docket Number

NO. 21-2073

2. Basic claim made

Inhumane ~~to~~ living conditions

3. Disposition (That is, how did the case end? Was the case dismissed? Was it appealed? Is it still pending?) Was Dismissed

For additional cases, provide the above information in the same format on a separate page.

IV. EXHAUSTION OF ADMINISTRATIVE REMEDIES

Prisoners must exhaust available administrative remedies before filing an action in federal court about prison conditions. 42 U.S.C. § 1997e(a). You are not required to allege or prove exhaustion of administrative remedies in the complaint. However, your case must be dismissed if the defendants show that you have not exhausted your administrative remedies, or if lack of exhaustion is clear from the complaint and its attachments. You may attach copies of materials relating to exhaustion, such as grievances, appeals, and official responses. These materials are not required to file a complaint, but they may assist the court in understanding your claim.

A. Is there a grievance procedure available at your institution? Yes No

B. Have you filed a grievance concerning the facts relating to this complaint?

Yes No

If your answer is no, explain why not _____

C. Is the grievance process completed? Yes No

V. STATEMENT OF CLAIM

Place(s) of the occurrence _____

Current Work Address 151 N morgan St Shelbyville IL 62565

Defendant #4:

Full Name: Austin chamberlin

Current Job Title: CEO

Current Work Address 151 N morgan ~~St~~ Shelbyville IL 62565

Defendant #5:

Full Name: Jackson miller

Current Job Title: CO

Current Work Address 151 N morgan Shelbyville IL 62565

For additional defendants, provide the information in the same format as above on a separate page.

III. LITIGATION HISTORY

The "three strikes rule" bars a prisoner from bringing a civil action or appeal *in forma pauperis* in federal court if that prisoner has "on 3 or more occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. § 1915(g).

A. Have you brought any other lawsuits in state or federal court dealing with the same facts involved in this case? Yes No

If yes, please describe Inhumane living conditions, Nick Wilson vs, Macon County Jail

B. Have you brought any other lawsuits in federal court while incarcerated?

Yes No

C. If your answer to B is yes, how many? 1 Describe the lawsuit(s) below.

Date(s) of the occurrence _____

State here briefly the **FACTS** that support your case. Describe what each defendant did to violate your federal rights. You do not need to give any legal arguments or cite cases or statutes. Number each claim in a separate paragraph. Unrelated claims should be raised in a separate civil action.

THE COURT URGES YOU TO USE ONLY THE SPACE PROVIDED. Federal Rule of Civil Procedure 8(a) requires only a "short and plain statement" of your claim showing that you are entitled to relief. It is best to include only the basic, relevant facts, including dates, places, and names.

Count 1

While Being incarcerated At Shelby County Jail As a pre-trial detainee I was bitten By a Brown recluse Spider on 7-1-22 I made all dependents aware of Spider bite IN the time frame of 7-1-22 to 7-13-22.

on 7-3-22 I filled a Sick call and recieved no responce.

upon information and belief of date, family members called and notified Brian mcReynolds as well of other staff members of conditions and nothing was done.

on 7-5-22 C.O. kassandra Williams gave me medicine without diagnosis pre sumptively the wrong medication.

on 7-6-22 co. Josh durrant took me to the hospital where a culture was done and tested. I was sent Back to the Jail waiting on results. upon information and belief of date Between 7-6-22 -

7-13-22 Co's Josh durrant, Austin chamberlin, Jackson miller, Quinton reedy, kassandra Williams, tonya atteberry, kathyn gritemacher and claine Burkehead were individually notified of medical issues while administering meds that C.O. kassandra had initially prescribed. none of the listed dependents pursued further medical treatment for issue.

Count 2

upon information and belief of the date 7-13-22 the doctor

called the Jail and said it had turned into mersa. prescribed medicine for mersa.

Upon Information And belief of date 7-14-22 I was taken off medicine for Spider Bite and started medicine for mersa.

upon information and belief of the date 7-28-22 the medicine for mersa ended.

on 8-6-22 I put in for Sick call for a Sore on my pelvic area due to mersa. Still being present.

on 8-8-22 I filled a grievance due to no response from Sick call.

on 8-11-22 I filled a grievance in regards for stronger prescription

from doctor. on 8-12-22 Nurse was present but I was not seen and

I filled grievance about not being seen.

Upon information and belief of date 8-13-22 Daine was shown Sore on pelvic area for mersa. Sore. An a prescription was given without diagnosis

by medical professional.

on 8-22-22 the prescription for mersa ended. No final check up

by medical professional was done.

I'm Basing this complaint count 1,2,3 on violating my 14th amendment as due process clause, An my 8th amendment due to unnecessary pain, resulting from delayed treatment exacerbated my injuries.

on duty

JURY DEMAND

Yes

No

Signed this December day of 15th, 20 22.

Nick Wilson

(Signature of Plaintiff)

Name of Plaintiff: <u>Nick Wilson</u>	Inmate Identification Number: <u>9870</u>
Address: <u>151 N Morgan St</u> <u>Shelby county IL 62565</u>	Telephone Number:

NICK WILSON
1st N Morgan St
Shelbyville IL 62565

(Legal)



Springfield, IL P&DC 627
FRI 16 DEC 2022 PM

United District courts
Peoria Divison,
100 NE Monroe Street
Peoria IL 61602