

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

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) <b>Plaintiff(s)</b>	)	<b>INMATE</b>
	)	<b>CIVIL RIGHTS</b>
) <b>vs.</b>	)	<b>COMPLAINT PURSUANT</b>
	)	<b>PURSUANT TO</b>
	)	<b>42 U.S.C. § 1983</b>
) <b>Defendant(s)</b>	)	
_____ )		<b>Case No. 9:___CV_____</b>

Plaintiff(s) demand(s) a trial by: \_\_\_\_\_ JURY \_\_\_\_\_ COURT (Select **only** one).

Plaintiff(s) in the above-captioned action, allege(s) as follows:

**JURISDICTION**

- 1. This is a civil action seeking relief and/or damages to defend and protect the rights guaranteed by the Constitution of the United States. This action is brought pursuant to 42 U.S.C. § 1983. The Court has jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1343(3) and (4) and 2201.

**PARTIES**

- 2. Plaintiff: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional Plaintiffs may be added on a separate sheet of paper.

- 3. a. Defendant: \_\_\_\_\_  
Official Position: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b. Defendant: \_\_\_\_\_  
Official Position: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

c. Defendant: \_\_\_\_\_  
Official Position: \_\_\_\_\_  
Address: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Additional Defendants may be added on a separate sheet of paper.

4. PLACE OF PRESENT CONFINEMENT

a. Is there a prisoner grievance procedure at this facility?

\_\_\_\_ Yes \_\_\_\_\_ No

b. If your answer ro 4a is YES, did you present the facts relating to your complaint in this grievance program?

\_\_\_\_ Yes \_\_\_\_\_ No

If your answer to 4b is YES,

(i) What steps did you take? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(ii) What was the final result of your grievance? \_\_\_\_\_  
\_\_\_\_\_

If your answer to 4b is NO - why did you choose to not present the facts relating to your complaint in the prison's grievance program? \_\_\_\_\_

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- c. If there is no grievance procedure in your institution, did you complain to prison authorities about the facts alleged in your complaint?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

If your answer to 4c is YES,

- (i) What steps did you take? \_\_\_\_\_

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- (ii) What was the final result regarding your complaint? \_\_\_\_\_

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If your answer to 4c is NO - why did you choose to not complain about the facts relating to your complaint in such prison? \_\_\_\_\_

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## 5. PREVIOUS LAWSUITS

- a. Have you ever filed any other lawsuits in any state and federal court relating to your imprisonment?

\_\_\_\_\_ Yes                      \_\_\_\_\_ No

- b. If your answer to 5a is YES you must describe any and all lawsuits, currently pending or closed, in the space provided below.

For EACH lawsuit, provide the following information:

- i. Parties to previous lawsuit:

Plaintiff(s): \_\_\_\_\_

Defendant(s): \_\_\_\_\_



7.

**CAUSES OF ACTION**

**Note: You must clearly state each cause of action you assert in this lawsuit.**

**FIRST CAUSE OF ACTION**

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**SECOND CAUSE OF ACTION**

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**THIRD CAUSE OF ACTION**

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8. **PRAYER FOR RELIEF**

**WHEREFORE**, plaintiff(s) request(s) that this Court grant the following relief:

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I declare under penalty of perjury that the foregoing is true and correct.

DATED: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
Signature of Plaintiff(s)  
(all Plaintiffs must sign)

02/2010