

WEST VIRGINIA

A FALSE REPORT AND CONSPIRACY THEORY

Bailey & Wyant
P.L.L.C.

Bailey & Wyant PLLC's Member Jordan K. Herrick and Associate Adam K. Strider obtained summary judgment on behalf of a former healthcare worker at St. Mary's Correctional Center. The plaintiff, a former inmate, alleged that the healthcare worker filed a false report accusing the plaintiff of attempting to sexually assault her and as a result he was subjected to an unreasonable use of force in retaliation.

The Court found that the plaintiff had failed to set forth sufficient evidence that his Eighth Amendment rights were violated or that there was a conspiracy between the healthcare worker and the correctional officers whom the plaintiff claimed used unreasonable force against him.



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