

**U.S. District Court  
Middle District of Florida (Orlando)  
CIVIL DOCKET FOR CASE #: 6:21-cv-01008-PGB-DCI**

Wall v. Southwest Airlines et al  
Assigned to: Judge Paul G. Byron  
Referred to: Magistrate Judge Daniel C. Irick  
Demand: \$351,000  
Cause: 42:1983 Civil Rights Act

Date Filed: 06/14/2021  
Jury Demand: None  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Lucas Wall**

represented by **Lucas Wall**  
435 10th St NE  
Washington, DC 20002  
202-351-1735  
Email: [lucas.wall@yahoo.com](mailto:lucas.wall@yahoo.com)  
PRO SE

V.

**Defendant**

**Southwest Airlines**

represented by **Maurice Jay Baumgarten**  
Torricella Law, PLLC  
4551 Ponce de Leon Blvd  
Coral Gables, FL 33134-1832  
305-904-4982  
Fax: 844-807-3207  
Email: [maurice@torricellalaw.com](mailto:maurice@torricellalaw.com)  
*ATTORNEY TO BE NOTICED*

**Roberto A. Torricella , Jr.**  
Torricella Law, PLLC  
4551 Ponce De Leon Blvd  
Coral Gables, FL 33146  
305-677-7644  
Fax: 844-807-3207  
Email: [Robert@torricellalaw.com](mailto:Robert@torricellalaw.com)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Alaska Airlines**

represented by **Maurice Jay Baumgarten**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Roberto A. Torricella , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Allegiant Air**

represented by **Brian T. Maye**  
Adler Murphy & McQuillen LLP  
20 S Clark St Ste 2500  
Chicago, IL 60603-1804  
312-422-5713  
Email: [bmaye@amm-law.com](mailto:bmaye@amm-law.com)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kyle Dudek**  
Henderson, Franklin, Starnes & Holt, PA

1715 Monroe St  
PO Box 280  
Ft Myers, FL 33902-0280  
239/344-1237  
Fax: 239/344-1494  
Email: [kyle.dudek@henlaw.com](mailto:kyle.dudek@henlaw.com)  
*ATTORNEY TO BE NOTICED*

**William Boltrek , III**  
Henderson, Franklin, Starnes & Holt, PA  
1715 Monroe St  
PO Box 280  
Ft Myers, FL 33902-0280  
Email: [william.boltrek@henlaw.com](mailto:william.boltrek@henlaw.com)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Delta Air Lines**

represented by **Maurice Jay Baumgarten**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Milton Roy Goldberg**  
Stinson LLP  
1775 Pennsylvania Avenue, N.W.  
Suite 800  
Washington, DC 20006  
202-728-3005  
Email: [roy.goldberg@stinson.com](mailto:roy.goldberg@stinson.com)  
*ATTORNEY TO BE NOTICED*

**Roberto A. Torricella , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Frontier Airlines**

represented by **Brian T. Maye**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Kyle Dudek**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**William Boltrek , III**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**JetBlue Airways**

represented by **Maurice Jay Baumgarten**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Roberto A. Torricella , Jr.**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Suzanne E. Gilbert**  
Holland & Knight, LLP – Orlando  
200 S Orange Ave – Ste 2600  
Orlando, FL 32801  
407/425-8500  
Fax: 407/244-5288

Email: [suzanne.gilbert@hkllaw.com](mailto:suzanne.gilbert@hkllaw.com)  
ATTORNEY TO BE NOTICED

**Defendant**

**Spirit Airlines**

represented by **Miguel Morel**  
Littler Mendelson PC  
Wells Fargo Center  
333 SE 2nd Avenue, Suite 2700  
Miami, FL 33131  
954-728-1280  
Email: [mamorel@littler.com](mailto:mamorel@littler.com)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Maurice Jay Baumgarten**  
(See above for address)

Date Filed	#	Docket Text
06/14/2021	<u>1</u>	<b>COMPLAINT</b> against Alaska Airlines, Allegiant Air, Delta Air Lines, Frontier Airlines, JetBlue Airways, Southwest Airlines, Spirit Airlines filed by Lucas Wall. (Attachments: # <u>1</u> Exhibits 1-20, # <u>2</u> Exhibits 21-40, # <u>3</u> Exhibits 41-60 Exhibits 61-80, # <u>5</u> Exhibits 81-94, # <u>6</u> Exhibits 96-110, # <u>7</u> Exhibits 111-133, # <u>8</u> Proposed Summons - Southwest Airlines, # <u>9</u> Proposed Summons - Alaska Airlines, # <u>10</u> Proposed Summons - Allegiant Air, # <u>11</u> Proposed Summons - Delta Air Lines, # <u>12</u> Proposed Summons - Frontier Airlines, # <u>13</u> Proposed Summons - JetBlue Airways, # <u>14</u> Proposed Summons - Spirit Airlines, # <u>15</u> Civil Cover Sheet)(TNP) (Entered: 06/14/2021)
06/14/2021	<u>2</u>	NOTICE of a related action per Local Rule 1.07(c) by Lucas Wall. Related case(s): Yes (TNP) (Entered: 06/14/2021)
06/14/2021	<u>3</u>	MOTION for Leave to File Electronically by Lucas Wall. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(TNP) (Entered: 06/14/2021)
06/15/2021	<u>4</u>	<b>(VACATED PER <u>14</u> ORDER) ORDER Judge Kelly's Standing Discovery Order. Signed by Magistrate Judge Gregory J. Kelly on 6/15/2021. (MB) Modified on 6/23/2021 (RDO).</b> (Entered: 06/15/2021)
06/15/2021	<u>5</u>	Emergency MOTION for Temporary Restraining Order against all defendants as to count 1 of the complaint by Lucas Wall. (Attachments: # <u>1</u> Exhibit Proposed Order, # <u>2</u> Exhibit Declaration 1)(DS) (Entered: 06/15/2021)
06/15/2021	<u>6</u>	SUMMONS issued as to All Defendants. (RDO) (Entered: 06/15/2021)
06/15/2021		FEES paid by Lucas Wall (Filing fee \$402.00 receipt number ORL098793) (TNP) (Entered: 06/15/2021)
06/16/2021	<u>7</u>	RESPONSE in Opposition re <u>5</u> MOTION for Temporary Restraining Order filed by JetBlue Airways. (Gilbert, Suzanne) (Entered: 06/16/2021)
06/16/2021	<u>8</u>	<b>ORDER denying <u>5</u> Motion for Temporary Restraining Order. Signed by Judge Paul G. Byron on 6/16/2021. (J) Modified on 6/16/2021 (GNB).</b> (Entered: 06/16/2021)
06/16/2021	<u>9</u>	Entered in Error. (Entered: 06/16/2021)
06/17/2021	<u>10</u>	<b>INITIAL ORDER re: Case Management and Deadlines. Signed by Judge Paul G. Byron on 6/17/2021. (GNB) copies mailed/e-mailed</b> (Entered: 06/17/2021)
06/17/2021	<u>11</u>	<b>ORDER REFERRING CASE to Magistrate Judge for Report and Recommendations. Signed by Judge Paul G. Byron on 6/17/2021. (GNB) copies mailed/e-mailed</b> (Entered: 06/17/2021)
06/17/2021	<u>12</u>	<b>ORDER granting <u>3</u> Plaintiff's Motion for Leave to File Electronically. The Clerk shall permit Plaintiff to register and use CM/ECF only for the prosecution of this case. Plaintiff shall have CM/ECF privileges provided he: (1) Complies with the Middle District of Florida Administrative Procedures for Electronic Filing, which can be found at <a href="https://www.flmd.uscourts.gov/sites/flmd/files/documents/flmd-administrative-procedures-for-electronic-filing.pdf">https://www.flmd.uscourts.gov/sites/flmd/files/documents/flmd-administrative-procedures-for-electronic-filing.pdf</a>; (2) Follows the Clerk's instructions with respect to registering and using the CM/ECF system; and (3) Plaintiff shall not abuse the privilege. Signed by Magistrate Judge Thomas B. Smith on 6/17/2021. (MB)</b> (Entered: 06/17/2021)
06/22/2021	<u>13</u>	RETURN of service executed on 06/21/2021 by Lucas Wall as to Delta Air Lines. (Wall, Lucas) Modified on 6/22/2021 (RDO). (Entered: 06/22/2021)
06/22/2021	<u>14</u>	<b>ORDER In the interests of justice, the undersigned transfers this case to United States Magistrate Judge Daniel J. Irick, with his permission. The Standing Discovery Order, Doc. No. 4, is VACATED. Signed by Magistrate Judge Thomas B. Smith on 6/22/2021. (MB)</b> (Entered: 06/22/2021)

		<b>Gregory J. Kelly on 6/22/2021. (MB)</b> (Entered: 06/22/2021)
06/23/2021	<u>15</u>	REQUEST for waiver of Service sent to Southwest Airlines on June 22, 2021 by Lucas Wall. (Wall, Lucas) (Entered: 06/23/2021)
06/23/2021	<u>16</u>	REQUEST for waiver of Service sent to Alaska Airlines on June 22, 2021 by Lucas Wall. (Wall, Lucas) (Entered: 06/23/2021)
06/23/2021	<u>17</u>	REQUEST for waiver of Service sent to Allegiant Air on June 22, 2021 by Lucas Wall. (Wall, Lucas) (Entered: 06/23/2021)
06/23/2021	<u>18</u>	REQUEST for waiver of Service sent to Frontier Airlines on June 22, 2021 by Lucas Wall. (Wall, Lucas) (Entered: 06/23/2021)
06/23/2021	<u>19</u>	REQUEST for waiver of Service sent to JetBlue Airways on June 22, 2021 by Lucas Wall. (Wall, Lucas) (Entered: 06/23/2021)
06/23/2021	<u>20</u>	REQUEST for waiver of Service sent to Spirit Airlines on June 22, 2021 by Lucas Wall. (Wall, Lucas) (Entered: 06/23/2021)
06/23/2021	21	Case Reassigned to Magistrate Judge Daniel C. Irick. New case number: 6:21-cv-01008-PGB-DCI. Magistrate Judge Gregory J. Kelly no longer assigned to the case. (ALL) (Entered: 06/23/2021)
06/25/2021	<u>22</u>	MOTION to Disqualify Judge <i>Magistrate Judge Daniel Irick</i> by Lucas Wall. (Attachments: # <u>1</u> Exhibit 1)(Wall, Lucas) (Entered: 06/25/2021)
07/01/2021	<u>23</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>10</u> Order by Lucas Wall. (Wall, Lucas) (Entered: 07/01/2021)
07/09/2021	<u>24</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>1</u> Complaint by Delta Air Lines. (Baumgarten, Maurice) (Entered: 07/09/2021)
07/09/2021	<u>25</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>10</u> Order by Delta Air Lines. (Baumgarten, Maurice) (Entered: 07/09/2021)
07/12/2021	<u>26</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>10</u> Initial Order by JetBlue Airways. (Gilbert, Suzanne) Modified on 7/13/2021 (RDO). (Entered: 07/12/2021)
07/12/2021	<u>27</u>	NOTICE of a related action per Local Rule 1.07(c) by JetBlue Airways. Related case(s): Yes (Gilbert, Suzanne) (Entered: 07/12/2021)
07/13/2021	28	<b>ENDORSED ORDER granting <u>24</u> Motion for Extension of Time. On or before 7/30/2021, Defendant Delta Air Lines, Inc. shall respond to the Complaint. Signed by Magistrate Judge Daniel C. Irick on 7/13/2021. (Irick, Daniel)</b> (Entered: 07/13/2021)
07/15/2021	<u>29</u>	MOTION for M. Roy Goldberg to appear pro hac vice, Special Admission fee paid, Receipt No. AFLMDC-1848153 \$150 by Delta Air Lines. (Attachments: # <u>1</u> Exhibit Certificate of Good Standing, # <u>2</u> Exhibit Attorney Certification)(Baumgarten, Maurice) Motions referred to Magistrate Judge Daniel C. Irick. (Entered: 07/15/2021)
07/20/2021	30	<b>ENDORSED ORDER granting <u>29</u> Motion to Appear Pro Hac Vice. M. Roy Goldberg is granted special admission to practice in the Middle District for purposes of this action pursuant to Local Rule 2.01(c), provided counsel shall register for and use the electronic filing system as adopted by the Court. Signed by Magistrate Judge Daniel C. Irick on 7/20/2021. (Irick, Daniel)</b> (Entered: 07/20/2021)
07/21/2021	<u>31</u>	WAIVER of service returned executed on July 21, 2021 by Lucas Wall as to Spirit Airlines. (Wall, Lucas) (Entered: 07/21/2021)
07/21/2021	<u>32</u>	WAIVER of service returned executed on July 21, 2021 by Lucas Wall as to JetBlue Airways. (Wall, Lucas) (Entered: 07/21/2021)
07/21/2021	<u>33</u>	WAIVER of service returned executed on July 21, 2021 by Lucas Wall as to Southwest Airlines. (Wall, Lucas) (Entered: 07/21/2021)
07/21/2021	<u>34</u>	NOTICE by Lucas Wall re <u>22</u> MOTION to Disqualify Judge <i>Magistrate Judge Daniel Irick Updated Certificate of Consultation</i> (Wall, Lucas) (Entered: 07/21/2021)
07/21/2021	<u>35</u>	WAIVER of service returned executed on July 21, 2021 by Lucas Wall as to Alaska Airlines. (Wall, Lucas) (Entered: 07/21/2021)
07/22/2021	<u>36</u>	<b>ORDER denying <u>22</u> Motion to Disqualify Judge. See Order. Signed by Magistrate Judge Daniel C. Irick on 7/22/2021. (RN)</b> (Entered: 07/22/2021)

07/22/2021	<u>37</u>	Second MOTION for Extension of Time to File Response/Reply as to 28 Order on Motion for Extension of Time to File Response / Reply, <u>1</u> Complaint by Delta Air Lines. (Baumgarten, Maurice) (Entered: 07/22/2021)
07/23/2021	<u>38</u>	WAIVER of service returned executed on July 22, 2021 by Lucas Wall as to Allegiant Air. (Wall, Lucas) (Entered: 07/23/2021)
07/23/2021	<u>39</u>	WAIVER of service returned executed on July 22, 2021 by Lucas Wall as to Frontier Airlines. (Wall, Lucas) (Entered: 07/23/2021)
07/23/2021	<u>40</u>	<b>ENDORSED ORDER granting <u>37</u> Unopposed Motion for Extension of Time. On or before 8/23/2021, Defendant Air Lines, Inc. shall respond to the Complaint. Signed by Magistrate Judge Daniel C. Irick on 7/23/2021. (Irick, Daniel)</b> (Entered: 07/23/2021)
08/23/2021	<u>41</u>	Joint MOTION to Dismiss for Failure to State a Claim by Alaska Airlines, Delta Air Lines, JetBlue Airways, Southwest Airlines. (Baumgarten, Maurice) (Entered: 08/23/2021)
08/23/2021	<u>42</u>	MOTION to Dismiss Plaintiff's Complaint by Allegiant Air, Frontier Airlines. (Dudek, Kyle) (Entered: 08/23/2021)
08/23/2021	<u>43</u>	MOTION for Brian T. Maye to appear pro hac vice, Special Admission fee paid, Receipt No. AFLMDC-18621211 filed by Allegiant Air, Frontier Airlines. (Dudek, Kyle) Motions referred to Magistrate Judge Daniel C. Irick. (Entered: 08/23/2021)
08/23/2021	<u>44</u>	<b>ENDORSED ORDER granting <u>43</u> Motion to Appear Pro Hac Vice. Brian T. Maye is granted special admission to practice in the Middle District for purposes of this action pursuant to Local Rule 2.01(c), provided counsel shall register for and use the electronic filing system as adopted by the Court. Signed by Magistrate Judge Daniel C. Irick on 8/23/2021. (Irick, Daniel)</b> (Entered: 08/23/2021)
08/23/2021	<u>45</u>	MOTION to Dismiss for Failure to State a Claim by Spirit Airlines. (Morel, Miguel) (Entered: 08/23/2021)
08/23/2021	<u>46</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>10</u> Order by Spirit Airlines. (Morel, Miguel) (Entered: 08/23/2021)
08/23/2021	<u>47</u>	NOTICE of Appearance by Brian T. Maye on behalf of Allegiant Air, Frontier Airlines (Maye, Brian) (Entered: 08/23/2021)
08/23/2021	<u>48</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>10</u> Initial Order by Allegiant Air. (Maye, Brian) Modified on 8/24/2021 (RDO). (Entered: 08/23/2021)
08/24/2021	<u>49</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>10</u> Order by Alaska Airlines. (Torricella, Roberto) (Entered: 08/24/2021)
08/25/2021	<u>50</u>	(STRICKEN BY <u>54</u> ORDER) NOTICE by Lucas Wall re <u>10</u> Order <i>Notice of Preparation of Case Management Report</i> by Lucas Modified on 8/26/2021 (RDO). (Entered: 08/25/2021)
08/25/2021	<u>51</u>	CERTIFICATE of interested persons and corporate disclosure statement re <u>10</u> Order by Southwest Airlines. (Torricella, Roberto) (Entered: 08/25/2021)
08/25/2021	<u>52</u>	Joint MOTION for Extension of Time to File Case Management Report <i>and for Stay of Discovery</i> by Alaska Airlines, Delta Air Lines, JetBlue Airways, Southwest Airlines, Spirit Airlines. (Baumgarten, Maurice) (Entered: 08/25/2021)
08/25/2021	<u>53</u>	MOTION for Joinder re <u>52</u> MOTION for Extension of Time by Allegiant Air, Frontier Airlines. (Maye, Brian) Motions referred to Magistrate Judge Daniel C. Irick. Modified on 8/26/2021 (RDO). (Entered: 08/25/2021)
08/26/2021	<u>54</u>	<b>ORDER denying without prejudice <u>52</u> Motion for Extension of Time to File; denying <u>53</u> Motion for Joinder. This Notice (Doc. 50) is STRICKEN. On or before September 10, 2021, the parties shall conduct the Case Management Conference; and On or before September 24, 2021, the parties shall file a Case Management Report. See Order <u>50</u>. Signed by Magistrate Judge Daniel C. Irick on 8/26/2021. (RN)</b> (Entered: 08/26/2021)
08/26/2021		Set/reset deadlines/hearings: Case management report due by 9/24/2021 (RDO) (Entered: 08/26/2021)