**IN THE UNITED STATES DISTRICT COURT**

**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**------------------------------------------------------**

[Name], : Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

:

*Plaintiff*, :

:

v. :

:

[Name], :

:

*Defendant*. :

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_:

**PLAINTIFF’S *MONELL* CASE STATEMENT**

1. List the Defendants and state the alleged misconduct and basis of liability of each Defendant.
2. List alleged wrongdoers, other than the Defendants listed above, and state the alleged misconduct of each wrongdoer.
3. List the alleged victims and state how each victim was allegedly injured.
4. For any claim based on an alleged policy or custom, identify with specificity each policy or custom on which the claim is based. Describe whether a governing body has officially adopted the policy, or whether it has instead been informally adopted by custom.
5. For each officially adopted policy:
   1. Describe in detail the nature of the policy;
   2. Identify any alleged individuals or entities connected to the formation and implementation of the policy; and
   3. Identify the source of the policy’s official adoption.
   4. Describe in detail the circumstances that constitute the alleged “deliberate indifference” pertaining to the policy.
6. For each informally adopted custom:
   1. Describe in detail the nature of the custom;
   2. Identify any alleged individuals or entities connected to the formation and implementation of the custom; and
   3. Describe in detail the circumstances that have caused the informal adoption or formation of the custom.
   4. Describe in detail the circumstances that constitute the alleged “deliberate indifference” pertaining to the custom.
7. For any claim based on an alleged failure to train or supervise employees, describe in detail the conditions that pertain to the alleged failure to train or supervise.
8. For any such claim, describe the basis for the allegation that the alleged failure to train or supervise exhibited deliberate indifference, including that:
   1. Municipal policymakers know that employees will confront the type of situation at issue here;
   2. The situation at issue here involves a difficult choice or a history of employees mishandling; and
   3. The wrong choice by an employee will frequently cause deprivation of constitutional rights.
9. For each theory of municipal liability described above, describe the direct causal relationship between the alleged violation and the alleged injury.
10. Provide any additional information that you feel would be helpful to the Court in processing your *Monell* claim.

**Dated:**

**Attorney for Plaintiff**