

United States District Court
Eastern District of New York _____ x
Equan Yunus Jr.
-Plaintiff

Complaint
42 U.S.C. 1983

-Vs-

_____ CV _____

Paul Dawkins, Police Officer - New York City
Police Department; John Doe # 1, Police Officer,
New York City Police Department; John Doe #
2, Police Officer, New York City Police
Department.

Jury Trial Demanded.

_____ -Defendant _____ x

1) Statement of Jurisdiction

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 the action pursuant to 28 U.S.C. 1331, 1343(3)(4), and 2201.

2) Parties to this actions

Plaintiff: Equan M. Yunus, Jr.

Address: 249 Kylesprings Lane, Jonesboro, Georgia 30238

Defendant: Paul Dawkins

Official Position: Police Officer

Employment Address: 73rd Precinct, 1470 Thomas Boyland Ave,

(1)

Brooklyn, NY 11212

Defendant: John Doe # 1

Official Position: Police Officer

Employment Address: 73rd Precinct, 1470 Thomas Boyland Ave,

Brooklyn, NY 11212

Defendant is being sued in his individual and official capacities.

Defendant: John Doe # 2

Official Position: Police Officer

Employment Address: 73rd Precinct, 1470 Thomas Boyland Ave,

Brooklyn, NY 11212.

Defendant is being sued in his individual and official capacities.

Previous Lawsuits in State and Federal Courts.

Settlement, personal injury case, kings county supreme court of New York.

Claim

**Plaintiff Equan Yunus was falsely arrested without probable cause in violation
Of his fourth and eighth amendment rights under the U.S. Constitution. See
U.S.C.A. CONST. AMEND. IV; VIII.**

(2)

Facts

- 1) On Wednesday July 27, 2016 at approximately 10:45 pm, Equan Yunus ("Plaintiff") was leaving his friend Patrick Samuel's residential building located at 334 Howard Avenue in Brooklyn, New York to retrieve a phone charger. Plaintiff is a college student registered to attend Lagrange College, located in Lagrange, Georgia. Plaintiff was vacationing in New York during the relevant times of the below stated Constitutional violations.
- 2) While leaving his friend Patrick Samuel's residence Plaintiff was approached by 3 plain clothes New York City Police Detectives, and told to 'stop moving'. Plaintiff complied with the orders of these detectives, as he knew he was not breaking any laws or violations.
- 3) The detectives after stopping the plaintiff began to pat-frisk the Plaintiff, they found no illegal materials on the Plaintiff. Detective Paul Dawkins accused the Plaintiff of gambling, stating he had seen the Plaintiff gambling in front of the building. This was not true and was in fact a pretext to arrest the Plaintiff. Detective John Doe# 1 produced dice and claimed they belonged to the Plaintiff. Plaintiff stated these dice did not belong to him nor were they found on him. Detective John Doe# 2 told detective Dawkins we need information, to which detective Dawkins ordered Plaintiff and Kareem Barnes arrested.
- 4) The Plaintiff was processed through Brooklyn's central bookings after being arrested. The Plaintiff was charged with possession of a gambling instrument, N.Y. Penal law

22530. However all charges were dismissed against the Plaintiff as property receipts show Plaintiff was never in possession of any gambling instruments. See Exhibit A, NYPD Property receipts. Plaintiff did not gamble at any time, and did not loiter in front of any residence.

A) The constitutional basis for this claim under 42 U.S.C. 1983: Plaintiff Equan Yunus was falsely arrested without probable cause in violation of his fourth and eighth amendment rights under the U.S. Constitution. See U.S.C.A. Const. Amend. IV; VIII.

B) The relief I am seeking for this first claim is: \$500,000 in compensatory and \$500,000 in punitive damages for false arrest, emotional and psychological suffering the Plaintiff suffered.

C) Plaintiff requests trial by jury.

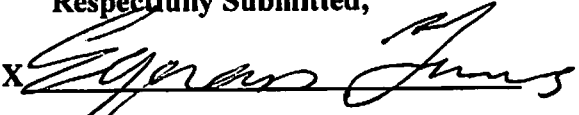
Exhibits: NYPD property invoice receipts given to the Plaintiff.

(Sworn) I do declare under penalty of perjury the foregoing is true and correct. 28 U.S.C.

1746.

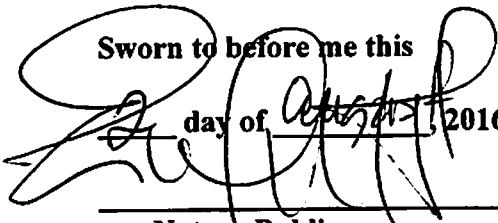
Dated: August 2, 2016

Respectfully Submitted,

X 

Equan Yunus, Jr., Pro Se

Sworn to before me this
day of August, 2016



Notary Public

EVA MARTI
NOTARY PUBLIC, State of New York
No. 91MA6149623
Qualified in Kings County
Commission Expires July 17, 2018

Certificate of Service

Yunus v. Dawkins, et al.,
_____ CV _____
E.D.N.Y.

I Equan Yunus do declare under penalty of perjury the following:

That on the 2 day of August, 2016 I did in fact mail one (1) Complaint w/ exhibits by U.S. Mail, U.S. Postal Service to the following Party:

Clerk,
U.S. District Court , Eastern District of New York
225 Cadman Plaza,
Brooklyn, NY 11201

(Sworn) I do declare under penalty of perjury the foregoing is true and correct. 28 U.S.C.
1746.

Dated: August 2, 2016

Respectfully Submitted,
X Equan Yunus, Jr.
Equan Yunus, Jr., Pro Se

Sworn to before me this
2 day of August, 2016

[Signature]
Notary Public

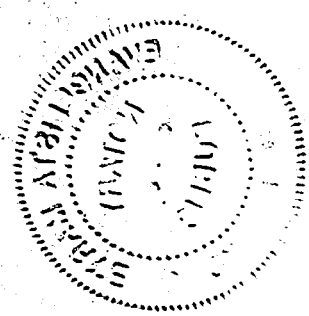
EVA MARTE
NOTARY PUELIC, State of New York
No. 01MA6149623
Qualified in Kings County
Commission Expires July 17, 2018

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NYPD PETS PROPERTY and EVIDENCE TRACKING SYSTEM
Property Clerk Invoice
 PD 521-141 (Rev. 11/09)



Invoice No. **3000696230**

Invoicing Command
73RD PCT.

Invoice Status
OPEN

Invoice Date
07/27/2016

Property Type
JEWELRY

Property Category
SAFEKEEPING

Officers	Rank	Name	Tax No.	Command	OCME. EU No.	OCME. FB No.	Police Lab Evid. Ctr. No.	Det Sqd. Case No.	CSU/ECT Run No.
Invoicing			953803	73RD PRECINCT				N/A	
Arresting			953803	73RD PRECINCT				N/A	
Investigating									
Det Squad Supervisor									
CSU/ECT Processing									

Item	Total QTY	Article(s)	PETS No.	Pkg. QTY	Disposition
1	1	NECKLACES COLOR: YELLOW METAL LEAD SEAL NO.: 728911	1100173374	1	
2	1	PENDANTS COLOR: YELLOW METAL LEAD SEAL NO.: 728911	1100173374	1	
3	1	OTHER JEWELRY COLOR: YELLOW METAL LEAD SEAL NO.: 728911	1100173374	1	

REMARKS:
 953803 07/27/2016 11:54 : INVOICE # 3000696230
 TAX # 953803
 OFFICER NAME DAWKINS PAUL
 CATEGORY SAFEKEEPING
 PROPERTY TYPE JEWELRY
 ITEM # 3

Date Of Incident	Penal Code/Description	Crime Classification	Related To	Receipt
07/28/2016	22530/POSS GAMBLING DEVICE	VIOLATION	N/A	ACCEPTED

Prisoner(s) Name	D.O.B	Age	Address	Arrest No./Summons No.	NYSID No.
1 YUNUS, EQUAN	01/30/1996	20	324 HOWARD AVENUE, BROOKLYN, NY-	11212 K16653733	13574868Z

Complaint No. **2016-073-06777**
 Related Comp No.(s) **N/A**
 Aided/Accident No.(s) **N/A**
 Related Invoice(s) **N/A**

PCD Storage No. --



Invoice No. **3000696230**

Prisoner / Finder / Owner Copy
 printed: 07/27/2016 11:58



NYPD PETS PROPERTY and EVIDENCE TRACKING SYSTEM
Property Clerk Invoice
 PD 521-141(Rov. 11/09)



Invoice No. **3000696230**

Invoicing Command
73RD PCT.

Invoice Status
OPEN

Invoice Date **07/27/2016** Property Type **JEWELRY** Property Category **SAFEKEEPING**

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REMARKS:
 953803 07/27/2016 11:54 : INVOICE # 3000696230
 TAX # 953803
 OFFICER NAME DAWKINS PAUL
 CATEGORY SAFEKEEPING
 PROPERTY TYPE JEWELRY
 ITEM # 3

Date Of Incident	Penal Code/Description	Crime Classification	Related To	Receipt
07/26/2016	22530/POSS GAMBLING DEVICE	VIOLATION	N/A	ACCEPTED

Prisoner(s) Name	D.O.B	Age	Address	Arrest No./Summons No.	NYSID No.
1 YUNUS, EQUAN	01/30/1996	20	324 HOWARD AVENUE, BROOKLYN, NY-	11212K16653733	13574868Z

Complaint No. **2016-073-06777**
 Related Comp No.(s) **N/A**
 Aided/Accident No.(s) **N/A**
 Related Invoice(s) **N/A**



Invoice No. **3000696230**

Prisoner / Finder / Owner Copy

printed: 07/27/2016 11:56

PCD Storage No. --