

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

SANDRA JONES,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 02-1637-KAJ
)	
STATE OF DELAWARE, et al.,)	
)	
Defendants.)	

MEMORANDUM ORDER

This order is directed to plaintiff Sandra Jones’s Motion to Add Secretary of State to the Case Caption as a Party, filed on June 11, 2003. (Docket Item [“D.I.”] 19; the “Motion.”) Ms. Jones claims that she “completed a service of process for Secretary of State to be served in this case, but failed to place the Secretary of State in the case caption, and list the Secretary of State as a party in this case.” (*Id.*) Ms. Jones asks that her complaint be amended to include the Secretary of State in the case caption and under the heading “The Parties” in her complaint. (*Id.*)

The Secretary of State has not returned a completed process receipt or waiver of service in this action, despite Ms. Jones’s claim that she completed the necessary form for service of process to be made on the Secretary of State. (D.I. 20.) Ms. Jones’s Motion will therefore be considered as a motion to join an additional party as a defendant under Federal Rule of Civil Procedure 20, which provides, in pertinent part, “[a]ll persons...may be joined in one action as defendants if there is asserted against them jointly, severally, or in the alternative, any right to relief in respect of or arising out

of the same transaction, occurrence, or series of transactions or occurrences and if any question of law or fact common to all defendants will arise in the action.” Fed. R. Civ. P. 20.

In her complaint, Ms. Jones requests, among other things, that I award her damages of \$2,500,000.00 against the State of Delaware, Jane Brady, Attorney General, Captain Peter Schwartzkop, Officer William Walker, and the Delaware State Police Administration. (D.I. 3 at 13.) Nowhere in her complaint or in her Motion does Ms. Jones assert that any of her purported claims against the Secretary of State arise out of the same set of operative facts alleged in her complaint, or that the Secretary of State is jointly and severally liable for any monetary relief that Ms. Jones is seeking. As such, Ms. Jones has not set forth any valid reason why the Secretary of State should be joined as a defendant in this action. For these reasons, it is hereby ORDERED that Ms. Jones’s Motion is DENIED.

Kent A. Jordan
UNITED STATES DISTRICT JUDGE

Wilmington, Delaware
March 15, 2004