

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF
WISCONSIN

Corey Lamont Jackson v. Wendy Monfils, Sarah Cooper, and
Warden Brian Cahak

No. 25-CV-1524-JPS (E.D. Wis. May 12, 2026) · No. 25-CV-1524-JPS · Decided May 12, 2026

SUMMARY

The United States District Court for the Eastern District of Wisconsin granted Corey Lamont Jackson leave to proceed without prepaying the filing fee but found that his complaint failed to state a claim. The court rejected his Fifth Amendment takings and Fourteenth Amendment due process theories as currently pleaded, while granting him leave to amend by June 2, 2026. The order also denied as moot his motions to use release-account funds and directed collection of the remaining filing fee balance.

CASE DETAILS

COURT	United States District Court for the Eastern District of Wisconsin
WRITING FOR THE COURT	J. P. Stadtmueller
JURISDICTION	United States District Court for the Eastern District of Wisconsin
DECIDED	May 12, 2026
DOCKET	25-CV-1524-JPS
DISPOSITION	other
PROCEDURAL POSTURE	Prisoner civil-rights action under 42 U.S.C. § 1983 screened under the Prison Litigation Reform Act. The court granted leave to proceed without prepaying the filing fee, denied motions to use release-account funds as moot, found the complaint failed to state a claim, and granted leave to amend.
STANDARD OF REVIEW	The court applied the Federal Rule of Civil Procedure 12(b)(6) plausibility standard in screening the complaint under 28 U.S.C. § 1915A. It accepted well-pleaded factual allegations as true and construed the pro se complaint liberally.
PRECEDENTIAL VALUE	Nonprecedential district-court screening order
PARTIES	Corey Lamont Jackson v. Wendy Monfils, Sarah Cooper, Warden Brian Cahak

TOPICS

prisoners rights

section 1983

sovereign immunity

due process

takings clause

PRACTICE AREAS

prisoner civil rights

constitutional law

federal civil procedure

takings

due process

QUESTIONS PRESENTED

1. Whether Jackson's allegations stated a Fifth Amendment categorical or regulatory takings claim under 42 U.S.C. § 1983.
2. Whether Jackson's claim for monetary compensation for the alleged deprivation of property was barred by sovereign immunity.
3. Whether the alleged deprivation of property stated a Fourteenth Amendment due-process claim when Wisconsin provided post-deprivation statutory remedies.
4. Whether Jackson should be granted leave to amend after the complaint failed to state a claim.

HOLDINGS

1. The complaint did not state a categorical takings claim because Jackson did not allege that the defendants took his property for public use.
2. Although the alleged restriction on use of the tablet property could potentially constitute a regulatory takings claim at the pleading stage, Jackson could not proceed on the claim as pleaded because he sought only monetary damages and did not seek prospective relief against an ongoing violation.
3. The complaint failed to state a viable due-process claim because Wisconsin provided adequate post-deprivation statutory and tort remedies for the alleged loss of personal property.
4. Jackson was granted leave to file an amended complaint supplying sufficient facts identifying who violated his rights, what each defendant did, and where and when the alleged violations occurred.

KEY QUOTATIONS

“A claim has facial plausibility when the plaintiff pleads factual content that allows a court to draw the reasonable inference that the defendant is liable for the misconduct alleged.” (at 2)

“The Takings Clause has been held to apply to two types of governmental action: first, the taking of physical possession or control of an interest in property for some public purpose; and second, regulations prohibiting private uses.” (at 3)

“As such, he has failed to state a viable due process claim.” (at 5)

FACTUAL BACKGROUND

Jackson alleged that prison officials allowed inmates to enter contracts for songs and games used with AGT Tablets on the understanding that the purchased content was their property. In May 2024, the officials cancelled the prison's contract with AGT, prevented inmates from using their purchased content, and replaced AGT's

services with more expensive services. Jackson alleged that the cancellation rendered the tablets useless and sought monetary damages for the loss of his property.

PROCEDURAL HISTORY

Jackson, an inmate at Oshkosh Correctional Institution, filed a pro se complaint alleging that Wisconsin prison officials interfered with contracts involving AGT Tablets and deprived him of property. He paid the required initial partial filing fee. The district court screened the complaint under 28 U.S.C. § 1915A, concluded that the pleaded takings and due-process claims were not presently viable, and allowed Jackson until June 2, 2026, to file an amended complaint.

DISPOSITION

other

CASES CITED

- *Cesal v. Moats*, 851 F.3d 714, 720 (7th Cir. 2017)
- *Booker-El v. Superintendent, Ind. State Prison*, 668 F.3d 896, 899 (7th Cir. 2012)
- *Ashcroft v. Iqbal*, 556 U.S. 662, 678 (2009)
- *Bell Atl. Corp. v. Twombly*, 550 U.S. 544, 556, 570 (2007)
- *D.S. v. E. Porter Cnty. Sch. Corp.*, 799 F.3d 793, 798 (7th Cir. 2015)
- *Buchanan-Moore v. County of Milwaukee*, 570 F.3d 824, 827 (7th Cir. 2009)
- *Perez v. Fenoglio*, 792 F.3d 768, 776 (7th Cir. 2015)
- *Barbian v. Panagis*, 694 F.2d 476, 482 & n.4 (7th Cir. 1982)
- *Lee v. City of Chicago*, 330 F.3d 456, 474 (7th Cir. 2003)
- *Tahoe-Sierra Pres. Council, Inc. v. Tahoe Reg'l Plan. Agency*, 535 U.S. 302, 317 n.17, 321-23 (2002)
- *Paalan v. United States*, 51 Fed. Cl. 738, 751 (Fed. Cl. 2002)
- *Vargo v. Casey*, No. 20-cv-1109, 2024 WL 4794692, at *7 (W.D. Wis. Nov. 14, 2024)
- *Ex parte Young*, 209 U.S. 123 (1908)
- *Driftless Area Land Conservancy v. Valcq*, 16 F.4th 508, 520-21 (7th Cir. 2021)
- *West v. Berge*, No. 05-C-37-C, 2005 WL 503819, at *4 (W.D. Wis. Feb. 28, 2005)
- *Hamlin v. Vaudenberg*, 95 F.3d 580, 585 (7th Cir. 1996)
- *Wolf-Lillie v. Sonquist*, 699 F.2d 864, 871 (7th Cir. 1983)
- *Duda v. Bd. of Educ. of Franklin Park Pub. Sch. Dist. No. 84*, 133 F.3d 1054, 1056-57 (7th Cir. 1998)
- *Huber v. Hoy*, No. 24-CV-404-WMC, 2025 WL 1344757, at *1 (W.D. Wis. May 8, 2025)