

APPEAL,MANDATE,CLOSED

**U.S. District Court
Southern District of Indiana (Terre Haute)
CIVIL DOCKET FOR CASE #: 2:12-cv-00116-JMS-MJD**

ISBY-ISRAEL v. LEMMON et al
Assigned to: Judge Jane Magnus-Stinson
Referred to: Magistrate Judge Mark J. Dinsmore

Date Filed: 05/15/2012
Date Terminated: 03/04/2019
Jury Demand: None
Nature of Suit: 555 Prisoner Petitions –
Prison Condition
Jurisdiction: Federal Question

Case in other court: 7th Circuit, 15-03334 – Mandate
7th Circuit, 19-01590

Cause: 42:1983 Prisoner Civil Rights

Plaintiff

AARON ISBY-ISRAEL

represented by **AARON ISBY-ISRAEL**
892219
WESTVILLE – CF
WESTVILLE CORRECTIONAL
FACILITY
Inmate Mail/Parcels
5501 South 1100 West
WESTVILLE, IN 46391
PRO SE

V.

Defendant

JAMES WYNN
Director of classification in the IDOC

represented by **David A. Arthur**
OFFICE OF THE ATTORNEY
GENERAL
302 West Washington Street
IGCS – 5th Floor
Indianapolis, IN 46204
(317)232-6286
Fax: (317) 232-7979
Email: David.Arthur@atg.in.gov
ATTORNEY TO BE NOTICED

Defendant

RICHARD BROWN
Superintendent at W.V.C.F.

represented by **David A. Arthur**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

JACK HENDRIX
Asst. Superintendent of W.V.C.F.

represented by **David A. Arthur**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

JERRY SNYDER
unit Team Manager of W.V.C.F.

represented by **David A. Arthur**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

BEVERLY GILMORE
Case Work Manager of W.V.C.F.

represented by **David A. Arthur**
(See above for address)
ATTORNEY TO BE NOTICED

Recruited Counsel

DANIEL R. KELLEY
Recruited Counsel for Plaintiff

represented by **Daniel R. Kelley**
 FAEGRE DRINKER BIDDLE & REATH
 LLP (Indianapolis)
 300 North Meridian Street
 Suite 2500
 Indianapolis, IN 46204
 (317) 237-1200
 Fax: (317) 237-1000
 Email: daniel.kelley@faegredrinker.com
ATTORNEY TO BE NOTICED

Recruited Counsel

JASON M. RAUCH

represented by **Jason Rauch**
 FAEGRE DRINKER BIDDLE & REATH
 LLP (Indianapolis)
 300 North Meridian Street
 Suite 2500
 Indianapolis, IN 46204
 317 237-0300
 Fax: 317 237-1000
 Email: jason.rauch@faegredrinker.com
ATTORNEY TO BE NOTICED

Recruited Counsel

EMILY A. KILE-MAXWELL
Recruited Counsel for Plaintiff

represented by **Emily A. Kile-Maxwell**
 FAEGRE DRINKER BIDDLE & REATH
 LLP (Indianapolis)
 300 North Meridian Street
 Suite 2500
 Indianapolis, IN 46204
 317 237-0300
 Fax: 317 237-1000
 Email: emily.kilemaxwell@faegredrinker.com
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/15/2012	<u>1</u>	COMPLAINT against RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN, filed by AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Cover letter)(MSD) (Entered: 05/16/2012)
05/15/2012	<u>2</u>	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff AARON ISBY-ISRAEL. (MSD) (Entered: 05/16/2012)
05/15/2012	<u>3</u>	MOTION for Temporary Restraining Order, filed by Plaintiff AARON ISBY-ISRAEL. (MSD) (Entered: 05/16/2012)
05/15/2012	<u>4</u>	BRIEF/MEMORANDUM in Support re <u>3</u> MOTION for Temporary Restraining Order, filed by Plaintiff AARON ISBY-ISRAEL. (MSD) (Entered: 05/16/2012)
05/15/2012	<u>5</u>	REQUEST (Plaintiff's First) for Production of Documents, filed by Plaintiff AARON ISBY-ISRAEL.(MSD) (Entered: 05/16/2012)
05/15/2012	<u>6</u>	REQUEST (Plaintiff's First) for Admissions, filed by Plaintiff AARON ISBY-ISRAEL.(MSD) (Entered: 05/16/2012)
05/16/2012	<u>7</u>	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (MSD) (Entered: 05/16/2012)
05/23/2012	<u>8</u>	DEMAND for Trial by Jury, filed by Plaintiff AARON ISBY-ISRAEL. (JKS) (Entered: 05/24/2012)
05/23/2012	<u>9</u>	CONSENT to Jurisdiction by US Magistrate Judge by AARON ISBY-ISRAEL. (JKS) (Entered: 05/24/2012)

06/13/2012	<u>10</u>	Entry Discussing Selected Matters – granting <u>2</u> Motion for Leave to Proceed in forma pauperis; denying <u>3</u> Motion for Temporary Restraining Order. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 6/13/2012. (RSF) (Entered: 06/13/2012)
07/05/2012	<u>11</u>	AMENDED COMPLAINT against RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN, filed by AARON ISBY-ISRAEL.(JKS) (Entered: 07/05/2012)
09/10/2012	<u>12</u>	Entry Discussing Amended Complaint and Directing Further Proceedings – The 26–page amended complaint is subject to the screening requirement of 28 U.S.C. § 1915A(b). Any claims thought to be brought by plaintiff Aaron Isby–Israel on behalf of other inmates are dismissed without prejudice. The claim that the defendants interfered with the grievance process in order to prevent the plaintiff from filing a lawsuit is dismissed for failure to state a claim upon which relief may be granted. Any claims based on international law are dismissed. The plaintiff shall have through October 1, 2012, in which to file a statement of remaining claims. The statement of remaining claims should identify the circumstances associated with the alleged violation of plaintiff's Eighth Amendment and Due Process rights and for each such alleged violation, identify what role any of the defendants played in personally causing the alleged violation. If the plaintiff intended to advance additional claims he should restate such claims in his statement of remaining claims. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus–Stinson on 9/10/2012.(RSF) Modified on 9/11/2012 (RSF). (Entered: 09/11/2012)
09/24/2012	<u>13</u>	**REDOCKETED AS SECOND AMENDED COMPLAINT – SEE DOCKET ENTRY <u>16</u> ** RESPONSE / Statement of Remaining Claims re <u>12</u> Entry Directing Further Proceedings, filed by Plaintiff AARON ISBY-ISRAEL. (JKS) Modified on 11/15/2012 (RSF). (Entered: 09/25/2012)
09/24/2012	<u>16</u>	SECOND AMENDED COMPLAINT against All Defendants, filed by AARON ISBY-ISRAEL.(RSF) (Entered: 11/15/2012)
11/15/2012	<u>14</u>	Entry Discussing Remaining Claims And Directing Further Proceedings – The statement of remaining claims filed on September 24, 2012, is understood to be the operative pleading in this action. The clerk is directed to redocket that statement <u>13</u> as the second amended complaint. The clerk is designated, pursuant to Fed. R. Civ. P. 4(c)(3), to issue and serve process on the defendants Bruce Lemmon, James Wynn, Stanley Knight, Richard Brown, Jack Hendrix, Jerry Snyder, Beverly Gilmore, Julie Snider and Dusty Russell in the manner specified by Fed. R. Civ. P. 4(d)(1). Process shall consist of the second amended complaint, applicable forms and this Entry. (See Entry.) Copies mailed pursuant to distribution list. Signed by Judge Jane Magnus–Stinson on 11/15/2012.(RSF) (Entered: 11/15/2012)
11/15/2012	<u>15</u>	NOTICE of Lawsuit & Waiver Issued by Clerk, upon 1) Bruce Lemmon, 2) James Wynn, 3) Stanley Knight, 4) Richard Brown, 5) Jack Hendrix, 6) Jerry Snyder, 7) Beverly Gilmore, 8) Julie Snider and 9) Dusty Russell. (RSF) (Entered: 11/15/2012)
12/06/2012	<u>17</u>	WAIVER OF SERVICE Returned Executed JERRY SNYDER waiver sent on 11/15/2012, signed on 11/20/12. (RSF) (Entered: 12/06/2012)
12/06/2012	<u>18</u>	WAIVER OF SERVICE Returned Executed BEVERLY GILMORE waiver sent on 11/15/2012, signed on 11/20/12. (RSF) (Entered: 12/06/2012)
12/06/2012	<u>19</u>	WAIVER OF SERVICE Returned Executed JULIE SNIDER waiver sent on 11/15/2012, signed on 11/20/12. (RSF) (Entered: 12/06/2012)
12/06/2012	<u>20</u>	WAIVER OF SERVICE Returned Executed RICHARD BROWN waiver sent on 11/15/2012, signed on 12/4/12. (RSF) (Entered: 12/06/2012)
12/06/2012	<u>21</u>	WAIVER OF SERVICE Returned Executed DUSTY RUSSELL waiver sent on 11/15/2012, signed on 11/26/12. (RSF) (Entered: 12/06/2012)
12/14/2012	<u>22</u>	WAIVER OF SERVICE Returned Executed BRUCE LEMMON waiver sent on 11/15/2012, signed on 12/11/12. (RSF) (Entered: 12/14/2012)
01/14/2013	<u>23</u>	NOTICE of Appearance by Grant E. Helms on behalf of Defendants RICHARD BROWN, BEVERLY GILMORE, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER. (Helms, Grant) (Entered: 01/14/2013)

01/14/2013	<u>24</u>	First MOTION for Extension of Time to February 11, 2013 , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER. (Attachments: # <u>1</u> Text of Proposed Order Granting Defendants' Mot. for Initial Extension of Time)(Helms, Grant) (Entered: 01/14/2013)
01/14/2013	<u>25</u>	NOTICE of Appearance by David A. Arthur on behalf of Defendants RICHARD BROWN, BEVERLY GILMORE, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER. (Arthur, David) (Entered: 01/14/2013)
01/15/2013	<u>26</u>	ORDER granting <u>24</u> Motion for Extension of Time to File response to complaint to 2/11/2013. (copy to plaintiff via US Mail) Signed by Judge Jane Magnus-Stinson on 1/15/2013. (SMD) (Entered: 01/15/2013)
01/28/2013	<u>27</u>	Brief / SUPPLEMENTAL Complaint, filed by AARON ISBY-ISRAEL. (JKS) (Entered: 01/29/2013)
02/11/2013	<u>28</u>	<i>Defendants'</i> ANSWER to <u>16</u> Amended Complaint <i>And Affirmative Defenses</i> , filed by RICHARD BROWN, BEVERLY GILMORE, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER.(Helms, Grant) (Entered: 02/11/2013)
02/11/2013	<u>29</u>	MOTION to Strike <i>Supplemental Complaint</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER. (Helms, Grant) (Entered: 02/11/2013)
02/21/2013	<u>30</u>	RESPONSE in Opposition re <u>29</u> MOTION to Strike <i>Supplemental Complaint</i> , filed by Plaintiff AARON ISBY-ISRAEL. (JKS) (Entered: 02/21/2013)
03/27/2013	<u>31</u>	Entry Discussing Motion to Strike Supplemental Complaint – The defendants' motion to strike supplemental complaint <u>29</u> is granted. The operative pleading in this action remains the "second amended complaint" filed on September 24, 2012. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 3/27/2013. (RSF) (Entered: 03/27/2013)
03/27/2013	<u>32</u>	Entry Directing Further Proceedings – The defendants shall have through April 29, 2013, in which to either 1) file a dispositive motion in support of their affirmative defense that the plaintiff failed to exhaust his administrative remedies prior to filing this lawsuit, or 2) withdraw that affirmative defense. If such a motion is filed, the plaintiff shall have thirty (30) days in which to respond. The defendants shall then have fifteen (15) days in which to reply. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 3/27/2013.(RSF) (Entered: 03/27/2013)
04/09/2013	<u>33</u>	RESPONSE / Objection to the Court's <u>31</u> Order on Motion to Strike Supplemental Complaint, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 04/10/2013)
04/10/2013	<u>34</u>	Entry Directing Re-Issuance of Process – The clerk is designated, pursuant to Fed. R. Civ. P. 4(c)(3), to re-issue and serve process on defendants James Wynn, Stanley Knight, and Jack Hendrix in the manner specified by Fed. R. Civ. P. 4(d)(1). Process shall consist of the second amended complaint (docket 16), applicable forms and this Entry. Copies distributed pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 4/10/2013.(RSF) (Entered: 04/10/2013)
04/10/2013	<u>35</u>	SECOND NOTICE of Lawsuit & Waiver Issued by Clerk, upon 1) James Wynn, 2) Stanley Knight, and 3) Jack Hendrix. (RSF) Modified on 4/10/2013 (RSF). (Entered: 04/10/2013)
04/16/2013	<u>36</u>	WAIVER OF SERVICE Returned Executed JACK HENDRIX waiver sent on 4/10/2013, signed on 4/12/13. (RSF) (Entered: 04/16/2013)
04/19/2013	<u>38</u>	MOTION For Relief From Order of Sua Sponte Dismissal and Improper Substitution of Amended Complaint, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 04/22/2013)
04/22/2013	<u>37</u>	WAIVER OF SERVICE Returned Executed – STANLEY KNIGHT waiver sent on 4/10/2013, signed on 4/17/13. (RSF) (Entered: 04/22/2013)
04/29/2013	<u>39</u>	NOTICE of Appearance by Grant E. Helms on behalf of Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Helms, Grant) (Entered: 04/29/2013)

04/29/2013	<u>40</u>	NOTICE of Withdrawal of Exhaustion Defense, filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN (Helms, Grant) (Entered: 04/29/2013)
05/22/2013	<u>41</u>	Entry Concerning Selected Matters – The plaintiff's request to vacate the ruling of March 27, 2013 [Dkt. 33], striking the supplemental complaint, is denied. Plaintiff's "motion for relief from order of sua sponte dismissal and improper substitution of amended complaint" [Dkt. 38] is denied. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 5/22/2013. (RSF) (Entered: 05/22/2013)
05/22/2013	<u>42</u>	ENTRY LIFTING PARTIAL STAY AND SETTING PRETRIAL SCHEDULE – The defendants have withdrawn their affirmative defense of failure to exhaust administrative remedies. The partial stay imposed on March 27, 2013, is lifted. Discovery due by 7/26/2013. (See Entry for additional dates and information.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 5/22/2013.(RSF) (Entered: 05/22/2013)
06/14/2013	<u>43</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , filed by Defendants STANLEY KNIGHT, BRUCE LEMMON. (Attachments: # <u>1</u> Text of Proposed Order)(Helms, Grant) (Entered: 06/14/2013)
06/14/2013	<u>44</u>	BRIEF/MEMORANDUM in Support re <u>43</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , filed by Defendants STANLEY KNIGHT, BRUCE LEMMON. (Helms, Grant) (Entered: 06/14/2013)
06/14/2013	<u>45</u>	MOTION to Stay <i>Discovery</i> , filed by Defendants STANLEY KNIGHT, BRUCE LEMMON. (Attachments: # <u>1</u> Text of Proposed Order)(Helms, Grant) (Entered: 06/14/2013)
06/20/2013	<u>46</u>	Entry Concerning Selected Matters – The motion to stay discovery filed by defendants Lemmon and Knight [dkt. 45] is granted to the extent that discovery is stayed as to them until a ruling is made on the motion to dismiss. The plaintiff shall have through July 15, 2013, in which to respond to the motion to dismiss filed by defendants Lemmon and Knight. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 6/20/2013. (RSF) (Entered: 06/20/2013)
06/21/2013	<u>47</u>	MOTION for Clarification, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope)(JD) (Entered: 06/24/2013)
06/26/2013	<u>48</u>	Entry Concerning Objection to E-Filing Program – The plaintiff's motion for clarification [dkt. 47] is granted to the extent that the Court has confirmed that plaintiff's participation in the E-Filing Program is mandatory and is denied to the extent that his objection to the E-Filing Program is overruled. Additionally, the Court finds nothing in the plaintiff's objection that would support an exception to his participation. The clerk shall also docket this Entry in 1:13-mc-0056-RLY. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 6/26/2013. (RSF) (Entered: 06/26/2013)
06/26/2013	<u>49</u>	MOTION for Leave to File AMENDED COMPLAINT, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Amended Complaint, # <u>2</u> Envelope)(JKS) (Entered: 06/27/2013)
06/26/2013	<u>50</u>	Correspondence REQUESTING COPY of Motion for Leave and Amended Complaint, filed by AARON ISBY-ISRAEL. Copy/Copies provided via US Mail. (Attachments: # <u>1</u> Envelope) (JKS) (Entered: 06/27/2013)
07/30/2013	<u>51</u>	Entry Concerning Selected Matters – The unopposed motion to dismiss for failure to state a claim upon which relief can be granted filed by defendants Lemmon and Knight [dkt. 43] is granted for the reasons set forth in the motion. The plaintiff's motion for leave to file a third amended complaint [dkt. 49] is denied. The plaintiff's motion for leave to file a third amended complaint [dkt. 49] is denied. The deadline to file dispositive motions is extended through September 23, 2013. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 7/30/2013. (RSF) (Entered: 07/31/2013)
09/23/2013	<u>52</u>	MOTION for Summary Judgment , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Attachments: # <u>1</u> Affidavit Beverly Gilmore, # <u>2</u> OIS Conduct Summary)(Helms, Grant) (Entered: 09/23/2013)

09/23/2013	<u>53</u>	BRIEF/MEMORANDUM in Support re <u>52</u> MOTION for Summary Judgment , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Helms, Grant) (Entered: 09/23/2013)
09/23/2013	<u>54</u>	NOTICE of LR 56-1 Summary Judgment Practice, filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN (Helms, Grant) (Entered: 09/23/2013)
10/10/2013	<u>55</u>	Statement of Disputed and Undisputed Material Facts re <u>52</u> MOTION for Summary Judgment , filed by Plaintiff AARON ISBY-ISRAEL c/s. (MAC) (Entered: 10/11/2013)
10/10/2013	<u>56</u>	RESPONSE (Motion) in Opposition re <u>52</u> MOTION for Summary Judgment , filed by Plaintiff AARON ISBY-ISRAEL c/s. (MAC) (Entered: 10/11/2013)
10/10/2013	<u>57</u>	MEMORANDUM of Law in support of RESPONSE in Opposition re <u>52</u> MOTION for Summary Judgment , filed by Plaintiff AARON ISBY-ISRAEL c/s. (MAC) (Entered: 10/11/2013)
10/10/2013	<u>58</u>	AFFIDAVIT in Support of Response in Opposition to Motion re <u>52</u> MOTION for Summary Judgment , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(MAC) (Entered: 10/11/2013)
10/24/2013	<u>59</u>	REPLY in Support of Motion re <u>52</u> MOTION for Summary Judgment , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Helms, Grant) (Entered: 10/24/2013)
10/31/2013	<u>60</u>	Surreply c/s re <u>52</u> MOTION for Summary Judgment , filed by Plaintiff AARON ISBY-ISRAEL. (DW) (Entered: 10/31/2013)
11/07/2013	<u>61</u>	MOTION to Disqualify Presiding Judge c/s, filed by Plaintiff AARON ISBY-ISRAEL. (DW) (Entered: 11/07/2013)
11/14/2013	<u>62</u>	ENTRY - denying <u>61</u> Motion to disqualify judge because there is no basis for recusal from this case. The clerk shall include a copy of the docket sheet with the plaintiff's copy of this Entry. The docket reflects that the plaintiff's surreply was filed on October 31, 2013. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 11/14/2013. (RSF) (Entered: 11/14/2013)
05/16/2014	<u>63</u>	MOTION to Withdraw Attorney Appearance , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Attachments: # <u>1</u> Text of Proposed Order)(Helms, Grant) (Entered: 05/16/2014)
05/19/2014	<u>64</u>	ORDER granting <u>63</u> Motion to Withdraw Attorney Appearance. Attorney Grant E. Helms withdrawn. Signed by Magistrate Judge Mark J. Dinsmore on 5/19/2014. Copy to Plaintiff via U.S. Mail. (NMT) (Entered: 05/19/2014)
06/24/2014	<u>65</u>	Entry Granting Defendants' Motion for Summary Judgment and Directing Further Proceedings - For the reasons explained in this Entry, the defendants' motion for summary judgment on the plaintiff's due process claim [dkt. 52] is granted. No partial final judgment shall issue at this time. This ruling leaves pending the Eighth Amendment claim. The parties shall have through July 23, 2014, in which to propose a schedule for resolving this matter, whether by settlement, trial or further dispositive motion. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 6/24/2014. (RSF) (Entered: 06/24/2014)
08/05/2014	<u>66</u>	ENTRY DIRECTING PLAINTIFF TO SHOW CAUSE - In the Entry of June 24, 2014, the parties were given a July 23, 2014, deadline to propose a schedule for resolving the remaining Eighth Amendment claim in this action. Neither party has complied with this directive. The plaintiff shall have through August 19, 2014, in which to show cause why the Court should not dismiss the Eighth Amendment claim as having been abandoned. Failure to show cause will result in the dismissal of the action with prejudice and the issuance of final judgment consistent with the <u>65</u> Entry of June 24, 2014, granting summary judgment to the defendants on the plaintiff's due process claim. Copy mailed via US Mail. Signed by Judge Jane Magnus-Stinson on 8/5/2014. (ADH) (Entered: 08/05/2014)
08/11/2014	<u>67</u>	MOTION to Show Cause, filed by Plaintiff AARON ISBY-ISRAEL. (DW) (Entered: 08/12/2014)

08/11/2014	<u>68</u>	MOTION for Clerk's Entry of Default, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Affidavit for Entry of Default)(DW) (Entered: 08/12/2014)
08/14/2014	<u>69</u>	MOTION to Show Cause, filed by Plaintiff AARON ISBY-ISRAEL. (JKS) (Entered: 08/14/2014)
08/14/2014	<u>70</u>	ENTRY – The plaintiff has responded to the order to show cause issued on August 5, 2014. The plaintiff has not abandoned his Eighth Amendment claim. The plaintiff's <u>67</u> motion to show cause is granted to the extent that the order to show cause is discharged. the plaintiff's <u>68</u> motion for entry of default is denied because the defendants are not in default. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 8/14/2014. (ADH) (Entered: 08/14/2014)
08/14/2014	<u>71</u>	***PLEASE DISREGARD – DISCHARGED AT <u>74</u> *** ENTRY DIRECTING DEFENDANTS TO SHOW CAUSE AND COMPLY WITH COURT ORDER – In the Entry of June 24, 2014, the parties were given through July 23, 2014, in which to propose a schedule for resolving the remaining Eighth Amendment claim. No party responded to the Court's order. The plaintiff has explained that he received the Entry of June 24, 2014, after the deadline had passed. The defendants have neither complied with the Entry nor provided an explanation for that failure. The defendants shall now have through August 20, 2014, in which to 1) show cause why they have failed to comply with the June 24, 2014, Entry, and 2) comply with the directions in Part IV. B. of the June 24, 2014, Entry. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 8/14/2014. (ADH) Modified on 8/22/2014 (RSF). (Entered: 08/14/2014)
08/14/2014	<u>72</u>	ORDER denying Plaintiff's <u>69</u> Motion. The plaintiff's second motion to show cause, filed on August 14, 2014, is denied as duplicative of the motion he filed on August 11, 2014. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 8/14/2014. (ADH) (Entered: 08/15/2014)
08/19/2014	<u>73</u>	RESPONSE to court's order to show cause and for proposed schedule for resolving this matter, re <u>71</u> Order to Show Cause, filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 08/19/2014)
08/22/2014	<u>74</u>	ENTRY – The defendants' order to show cause is discharged. The defendants shall have additional time, through October 7, 2014, in which to take the plaintiff's deposition. The defendants shall then have through November 26, 2014, in which to file an additional motion for summary judgment addressing the plaintiff's claim of deliberate indifference under the Eighth Amendment to the Constitution. No enlargements of these deadlines will be granted absent extraordinary circumstances. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 8/22/2014.(RSF) (Entered: 08/22/2014)
08/28/2014	<u>75</u>	MOTION FOR LEAVE TO DEPOSE DEFENDANTS, filed by Plaintiff AARON ISBY-ISRAEL. c/s. (ADH) (Main Document 75 replaced on 9/2/2014) (ADH). (Entered: 09/02/2014)
09/08/2014	<u>76</u>	ENTRY – The defendants shall have through September 16, 2014, in which to respond to the plaintiff's motion to depose defendants. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 9/8/2014. (ADH) (Entered: 09/08/2014)
09/15/2014	<u>77</u>	NOTICE of Appearance by David A. Arthur on behalf of Defendants JACK HENDRIX, JAMES WYNN. (Arthur, David) (Entered: 09/15/2014)
09/15/2014	<u>78</u>	MOTION for Extension of Time to <i>file answer to second amended complaint</i> , filed by Defendants JACK HENDRIX, JAMES WYNN. (Attachments: # <u>1</u> Exhibit Proposed Answer, # <u>2</u> Text of Proposed Order)(Arthur, David) (Entered: 09/15/2014)
09/15/2014	<u>79</u>	RESPONSE in Opposition re <u>75</u> MOTION to depose defendants, filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 09/15/2014)
09/16/2014	<u>80</u>	ORDER granting Defendants' <u>78</u> Motion for Extension of Time. Wynn and Hendrix may file and serve a signed and dated version of the answer tendered with their motion within 10 days of the date of this order. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 9/16/2014. (AH) (Entered: 09/16/2014)

09/16/2014	<u>81</u>	ORDER denying Plaintiff's <u>75</u> Motion for Leave to Depose Defendants. The plaintiff has not explained why his written interrogatories were insufficient to obtain needed information or why he could not have served requests for admissions under Rule 36 of the Federal Rules of Civil Procedure. Accordingly, the plaintiff's motion for leave to depose defendants is denied to the extent he seeks leave to take depositions without having to incur the costs. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 9/16/2014. (AH) (Main Document 81 replaced on 9/16/2014) (AH). (Entered: 09/16/2014)
09/16/2014	<u>82</u>	ANSWER to <u>16</u> Amended Complaint , filed by JACK HENDRIX, JAMES WYNN.(Arthur, David) (Entered: 09/16/2014)
09/19/2014	<u>83</u>	MOTION in Opposition to Belated Answer of Defendants WYNN and HENDRIX, filed by Plaintiff AARON ISBY-ISRAEL. c/s. (AH) (Entered: 09/19/2014)
09/23/2014	<u>84</u>	ENTRY – The plaintiff's motion in opposition to the belated answer filed by defendants Hendrix and Wynn seeks a default judgment. Although the Court acknowledges the plaintiff's objection to the late answer, no prejudice has resulted and the defendants are not in default. Accordingly, the plaintiff's objection is overruled and his motion for a default judgment [dkt. 83] is denied. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 9/23/2014. (RSF) (Entered: 09/23/2014)
09/23/2014	<u>85</u>	MOTION to take Judicial Notice, filed by Plaintiff AARON ISBY-ISRAEL. c/s. (AH) (Entered: 09/23/2014)
09/24/2014	<u>86</u>	ENTRY – denying <u>85</u> Motion to take judicial notice. It is not the plaintiff's nor the Court's decision to make as to whether defendant Gilmore shall remain represented by the Indiana Attorney General's office. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 9/24/2014. (RSF) (Entered: 09/24/2014)
10/09/2014	<u>87</u>	MOTION to Appoint Counsel to take Deposition of the Defendants, filed by Plaintiff AARON ISBY-ISRAEL. c/s. (AH) (Entered: 10/09/2014)
10/17/2014	<u>88</u>	ENTRY – denying <u>87</u> plaintiff's motion to appoint counsel to take depositions of the defendants, filed on October 9, 2014, has been considered. [Dkt. 87.] The plaintiff's earlier motion to take depositions without incurring the costs thereof was denied in the Entry of September 16, 2014. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 10/17/2014. (RSF) (Entered: 10/17/2014)
11/26/2014	<u>89</u>	NOTICE <i>that no summary judgment motion will be filed</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN (Arthur, David) (Entered: 11/26/2014)
01/07/2015	<u>90</u>	TRIAL SETTING AND NOTICE OF FINAL PRETRIAL CONFERENCE – Final Pretrial Conference set for 6/26/2015 at 9:00 AM in room #307, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Jane Magnus-Stinson. Jury Trial set for 7/27/2015 at 9:00 AM in room #307, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Jane Magnus-Stinson. Parties are further reminded to review the undersigned's Practices and Procedures, available on the internet at http://www.insd.uscourts.gov/sites/insd/files/Courtroom%20Procedures%20JMS.pdf . Signed by Judge Jane Magnus-Stinson on 1/7/2015.(RSF) Modified on 1/8/2015 – copy to plaintiff via US Mail (RSF). (Entered: 01/07/2015)
01/14/2015	<u>91</u>	Entry Requesting Appearance of Counsel Pursuant to Local Rule 4-6 – Mr. Kenneth T. Roberts is requested to represent the plaintiff in the above action. This representation shall continue until final judgment is entered unless otherwise modified by written order. The Court requests that Mr. Roberts enter his appearance at his earliest convenience. Copies sent pursuant to distribution list via US Mail. Signed by Judge Jane Magnus-Stinson on 1/14/2015. (AH) (Entered: 01/14/2015)
01/21/2015	<u>92</u>	NOTICE of Appearance by Kenneth T. Roberts on behalf of Plaintiff AARON ISBY-ISRAEL. (Roberts, Kenneth) (Entered: 01/21/2015)
01/21/2015	<u>93</u>	NOTICE of Appearance by Adam Lenkowsky on behalf of Plaintiff AARON ISBY-ISRAEL. (Lenkowsky, Adam) (Entered: 01/21/2015)
01/22/2015	<u>94</u>	SCHEDULING ORDER: Settlement Conference set for 5/11/2015 at 09:00 AM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate

		Judge Mark J. Dinsmore. **SEE ORDER FOR DETAILS** Signed by Magistrate Judge Mark J. Dinsmore on 1/22/2015. (AH) (Entered: 01/23/2015)
03/10/2015	<u>95</u>	MOTION for Temporary Restraining Order, filed by Plaintiff AARON ISBY-ISRAEL. (RSF) (Entered: 03/11/2015)
03/16/2015	<u>96</u>	MOTION for Temporary Restraining Order and MOTION for Preliminary Injunction, filed Pro Se by Plaintiff AARON ISBY-ISRAEL. (AH) (Entered: 03/16/2015)
03/16/2015	<u>97</u>	ORDER denying <u>95</u> Motion for Emergency Temporary Restraining Order and Injunction. The plaintiff's motion for emergency temporary restraining order and injunction [dkt. 95] is denied because he has not shown that he will experience irreparable harm without a preliminary injunction. Finally, the plaintiff is now represented by counsel, who was recruited at his request, and he should direct future concerns through counsel. Future pro se filings may be stricken. **SEE ORDER** Copy sent to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 3/16/2015. (AH) Modified on 3/17/2015 (AH). (Entered: 03/17/2015)
03/17/2015	<u>98</u>	ORDER denying <u>96</u> Motion for TRO and denying <u>96</u> Motion for Preliminary Injunction. The plaintiff has shown no irreparable harm and he has not shown that he is likely to succeed on the merits. Such claims do not belong in this action. It is even doubtful whether the mail at issue constitutes legal mail. Petitioner is reminded he is represented by counsel and any future pro se filings may be stricken. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 3/17/2015. (AH) (Entered: 03/17/2015)
03/17/2015	<u>99</u>	ORDER to Make Inmate Available – ORDERED to make Aaron Isby-Israel available to participate in a telephonic settlement conference at the time and date specified in this Order. Wabash Valley Correctional Facility has provided the call-in number to the Court. Inmate: Aaron Isby-Israel DOC # 892219 Date: May 11, 2015 Time: 9:00 a.m. [EST] Expected Duration of Court Proceeding: 3 hours. Copy sent pursuant to distribution list. Signed by Magistrate Judge Mark J. Dinsmore on 3/17/2015.(AH) (Entered: 03/18/2015)
04/17/2015	<u>100</u>	**RESCINDED PER <u>107</u> ** SCHEDULING ORDER: Final Pretrial Conference set for 6/26/2015 at 09:00 AM in room #307, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Jane Magnus-Stinson. **SEE ORDER FOR IMPORTANT DETAILS** Signed by Judge Jane Magnus-Stinson on 4/17/2015. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3)(AH) Modified on 6/1/2015 (AH). (Entered: 04/17/2015)
05/06/2015	<u>101</u>	ORDER TO SHOW CAUSE – The parties have not submitted a joint draft settlement agreement. This does not comply with the Court's order, which required the draft settlement agreement to be submitted on or before Monday, May 4, 2015. Accordingly, counsel for the parties are directed to confer by telephone or in person and to prepare and submit on or before Thursday, May 7, 2015 a draft settlement agreement that complies with the Court's prior order. If the draft settlement agreement is not submitted as required herein, then counsel for the parties are ordered to show cause on or before Friday, May 8, why they should not be sanctioned for their failure to comply with the Court's orders. The parties' confidential settlement statements were due on or before Monday, May 4, 2015, but the parties have not submitted such statements. Accordingly, the parties are directed to submit confidential settlement statements that comply with the Court's prior order on or before Thursday, May 7, 2015. If such statements are not submitted, the parties are ordered to show cause on or before Friday, May 8, 2015 why they should not be sanctioned for failure to comply with the Court's order. **SEE ORDER** Signed by Magistrate Judge Mark J. Dinsmore on 5/6/2015.(AH) (Entered: 05/06/2015)
05/11/2015	<u>102</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Settlement Conference held on 5/11/2015. Plaintiff appeared telephonically and his counsel personally appeared. Defendants appeared in person and by counsel for a settlement conference. Settlement was not achieved. Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 05/11/2015)
05/18/2015	<u>103</u>	ORDER to PRODUCE INMATE. Superintendent of Wabash Valley Correctional Facility ordered to produce AARON ISBY-ISRAEL for court proceeding on 6/26/2015. Electronic Notice to USM. **SEE ORDER** Copies sent pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 5/18/2015.(AH) (Entered: 05/18/2015)

05/29/2015	<u>104</u>	Unopposed MOTION <i>for Waiver of Trial by Jury</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Lenkowsky, Adam) (Entered: 05/29/2015)
05/30/2015	<u>105</u>	NOTICE <i>of waiver of jury trial</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN (Arthur, David) (Entered: 05/30/2015)
05/30/2015	<u>106</u>	Amended MOTION <i>for Waiver of Trial by Jury</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Lenkowsky, Adam) (Entered: 05/30/2015)
06/01/2015	<u>107</u>	ORDER – The plaintiff's amended unopposed motion for waiver of trial by jury [dkt. 106] is granted. The prior unopposed motion for waiver of trial by jury [dkt. 104] is denied as moot. The parties have waived their right to trial by jury. The final pretrial conference remains set for June 26, 2015, at 9:00 a.m. in Room 307 and the bench trial will be conducted on July 27, 2015, at 9:00 a.m. in Room 307, Birch Bayh Federal Building and United States Courthouse, 46 East Ohio Street, Indianapolis, Indiana, before Judge Jane Magnus-Stinson. The Final Pretrial Order issued on April 17, 2015 (dkt. 100), is rescinded. **SEE ORDER FOR IMPORTANT DEADLINES** Signed by Judge Jane Magnus-Stinson on 6/1/2015. (AH) (Entered: 06/01/2015)
06/12/2015	<u>108</u>	Witness List , filed by Plaintiff AARON ISBY-ISRAEL, Exhibit List , filed by Plaintiff AARON ISBY-ISRAEL. (Lenkowsky, Adam) (Entered: 06/12/2015)
06/12/2015	<u>109</u>	Witness List , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN, Exhibit List , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 06/12/2015)
06/12/2015	<u>110</u>	OBJECTION <i>to witness Lincoln Love and plaintiff's proposed exhibits 1, 2, 4 and 5</i> by All Defendants. (Arthur, David) (Entered: 06/12/2015)
06/22/2015	<u>111</u>	Proposed Findings of Fact by AARON ISBY-ISRAEL. (Lenkowsky, Adam) (Entered: 06/22/2015)
06/22/2015	<u>112</u>	Proposed Findings of Fact by RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 06/22/2015)
06/23/2015	<u>113</u>	NOTICE of Appearance by Nikki G. Ashmore on behalf of Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Ashmore, Nikki) (Entered: 06/23/2015)
06/29/2015	<u>114</u>	MINUTE ORDER for proceedings held before Judge Jane Magnus-Stinson: Final Pretrial Conference held on 6/26/2015, plaintiff Isby-Israel appeared in person and by counsel and the defendants appeared by counsel for the final pretrial conference in this matter. The parties shall file all stipulations of fact and as to authenticity and admissibility of exhibits not later than July 20, 2015. (SEE ORDER FOR MORE DETAILS.) Signed by Judge Jane Magnus-Stinson. (Court Reporter Jean Knepley.)(MRI) (Entered: 06/29/2015)
06/29/2015	<u>115</u>	ENTRY Clarifying Claim for Injunctive Relief – This Entry clarifies the ruling in paragraph 1 of docket 51 so that it is not construed to mean that the plaintiff cannot obtain injunctive relief. STANLEY KNIGHT (interim Deputy Commissioner in the IDOC) and BRUCE LEMMON (Commissioner of IDOC) terminated. Signed by Judge Jane Magnus-Stinson on 6/29/2015.(AH) (Entered: 06/29/2015)
06/29/2015	<u>116</u>	ENTRY Ordering Photographic Evidence – In lieu of incurring the inconvenience, cost, and security issues presented by a site visit, the Court requests that counsel for the defendants provide at trial video footage of the plaintiff's cell and immediate surroundings in the prison. Counsel for the defendants shall allow counsel for the plaintiff to view the video (and any still photographs the defendants wish to take) before trial. The parties will be afforded an opportunity to object to the introduction of the evidence. **SEE ENTRY** Signed by Judge Jane Magnus-Stinson on 6/29/2015.(AH) (Entered: 06/29/2015)

06/29/2015	<u>117</u>	ORDER to PRODUCE INMATE. Superintendent of Wabash Valley Correctional Facility ordered to produce AARON ISBY-ISRAEL for court proceeding on 7/27/2015. Electronic Notice to USM. **SEE ORDER FOR DETAILS**. Copies sent pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 6/29/2015.(AH) (Entered: 06/29/2015)
06/30/2015	<u>118</u>	Plaintiff's REBUTTAL and/or OBJECTION to Defendant's <u>112</u> Proposed Findings of Fact filed by BEVERLY GILMORE, JERRY SNYDER, JAMES WYNN, JACK HENDRIX, JULIE SNIDER, DUSTY RUSSELL, RICHARD BROWN, by AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Exhibit)(RSF) (Entered: 06/30/2015)
07/02/2015	<u>119</u>	ENTRY – On June 30, 2015, the plaintiff filed on his own behalf a rebuttal and/or objection to the defendants' proposed findings of fact. The plaintiff is represented by counsel. The proper manner and time to raise such objections are 1) through counsel, and 2) at the conclusion of the evidence in final argument. The plaintiff's June 30, 2015, filing, therefore, is of no effect at the present. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 7/2/2015.(AH) (Entered: 07/02/2015)
07/02/2015	<u>120</u>	ENTRY Overruling Defendants' Objection to Witness L. Love – The defendants' objection to Lincoln Love as a witness is overruled. The Court will allow testimony from Mr. Love because it may be relevant to the nature of the conditions and duration of Mr. Isby-Israel's confinement in segregation. Moreover, the defendants' objection goes more to the weight of the evidence rather than to its admissibility. Signed by Judge Jane Magnus-Stinson on 7/2/2015.(AH) (Entered: 07/02/2015)
07/06/2015	<u>121</u>	MOTION for Leave to File <i>supplemental witness and exhibit list</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Attachments: # <u>1</u> Text of Proposed Order)(Arthur, David) (Entered: 07/06/2015)
07/07/2015	<u>122</u>	Amended MOTION for Leave to File <i>supplemental witness and exhibit lists</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 07/07/2015)
07/07/2015	<u>123</u>	ENTRY on Amended Motion to Supplement – The defendants' amended motion for leave to supplement their witness and exhibit lists [dkt. 122] is granted. The defendants' witness list is supplemented to include Correctional Officer Jaymison Bennett, Sgt. Frank Busby, Sgt. Steven Gardner, and Nurse Amy C. Reed, R.N. The supplemented witnesses shall only testify as to the events related to December 15, 2014. The defendants' exhibit list is supplemented to include a CD recording of the on-range security cameras on December 15, 2014. The defendants' motion for leave [dkt. 121] is denied as moot. Signed by Judge Jane Magnus-Stinson on 7/7/2015. (AH) (Entered: 07/07/2015)
07/09/2015	<u>124</u>	SCHEDULING ORDER: Status Conference set for 7/10/2015 at 02:30 PM in Telephonic before Judge Jane Magnus-Stinson. Counsel shall call the Court at 317-229-3670. Signed by Judge Jane Magnus-Stinson on 7/9/2015.(AH) (Entered: 07/09/2015)
07/10/2015	<u>125</u>	MINUTE ORDER for proceedings held before Judge Jane Magnus-Stinson: Status Conference held on 7/10/2015. This cause came before the court for a telephonic status conference on July 10, 2015. The parties participated by counsel. Counsel for the defendants requested further clarification on the Court's Entry Ordering Photographic Evidence, dkt. 116. As of a result of the discussion during the conference, counsel for the defendants are directed to provide at trial, and to counsel for the plaintiff before trial, the following: 1. Photographs showing the interior of the plaintiff's or an exemplary 2nd story cell; 2. Video and photographs (without flash) showing the lighting in and around the plaintiff's or an exemplary cell at 4 AM, 10 AM, 4 PM, and 10 PM; 3. Photographs of the two recreation areas that the plaintiff might use; 4. Photographs of the shower on the plaintiff's range; and 5. Video of how the plaintiff gets his food, showing any interaction with other individuals, for at least one meal. This evidence may be presented by CD at trial. Counsel for the defendants shall also provide to counsel for the plaintiff a standard menu of food that the plaintiff receives. Signed by Judge Jane Magnus-Stinson. (MRI) (Entered: 07/10/2015)
07/20/2015	<u>126</u>	Unopposed MOTION for Extension of Time to July 21, 2015 to File <i>Stipulations</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Lenkowsky, Adam) (Entered: 07/20/2015)

07/20/2015	<u>127</u>	ORDER granting <u>126</u> Agreed Motion for Extension of Time to File stipulations to 07/21/2015. Signed by Judge Jane Magnus-Stinson on 7/20/2015. (MRI) (Entered: 07/20/2015)
07/20/2015	<u>128</u>	NOTICE <i>on hearing testimony by videoconference</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, STANLEY KNIGHT, BRUCE LEMMON, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN (Arthur, David) (Entered: 07/20/2015)
07/21/2015	<u>129</u>	STIPULATION OF FACTS, filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 07/21/2015)
07/26/2015	<u>130</u>	NOTICE of Appearance by Tasha Rebecca Roberts on behalf of Plaintiff AARON ISBY-ISRAEL. (Roberts, Tasha) (Entered: 07/26/2015)
07/28/2015	<u>131</u>	MINUTE ORDER for proceedings held before Judge Jane Magnus-Stinson: Bench Trial held on 7/27/2015. The Court began a bench trial in this action. The plaintiff appeared in person and by counsel, Kenneth Roberts, Tasha Roberts, and Adam Lenkowsky. The defendants appeared by counsel David Arthur and Nikki Ashmore. Defendant Jerry Snyder appeared in person. The court reporter was Jean Knepley. Counsel for the parties provided opening statements. A video link was established with the Pendleton Correctional and Wabash Valley Correctional Facilities. Plaintiff began his case in chief. The following witnesses testified: Jerry Snyder in person, Terry Huspon, Leonard McQuay, Tommy Olive, and Lincoln Love appeared via videoconferencing. The video connection was clear and adequate. The witnesses by video confirmed that the view and sound were visible and audible. The plaintiff also testified. The Court received into evidence stipulated exhibits 1-6 and 103. Due to the late hour, the Court recessed, to reconvene on July 28, 2015 at 9:00 a.m. Signed by Judge Jane Magnus-Stinson. (Court Reporter Jean Knepley.)(MRI) (Entered: 07/28/2015)
07/29/2015	<u>132</u>	MINUTE ORDER for proceedings held before Judge Jane Magnus-Stinson: Bench Trial completed on 7/28/2015. On July 28, 2015, the Court resumed its bench trial in this action. Plaintiff was present in person and by counsel. The Defendants were present by counsel and Defendants Jerry Snyder and Richard Brown appeared in person. At the conclusion of Monday's proceedings, counsel for the Plaintiff raised a desire to obtain additional blood tests. The Court instructed counsel to provide authority the next morning as to how the Court could be engaged in the process of obtaining blood tests on the Plaintiff for purposes of this case. No authority was presented and counsel did not raise the issue again, so the Court construes any request concerning additional blood tests as having been withdrawn. Plaintiff rested. Defendants James Wynn, Beverly Gilmore, Julie Snider, Jack Hendrix, and Dusty Russell moved for judgment as a matter of law in their favor pursuant to Rule 50(a) of the Federal Rules of Civil Procedure. That motion was granted as to Defendants James Wynn, Julie Snider, and Dusty Russell, and denied as to Defendants Jack Hendrix and Beverly Gilmore. No partial final judgment shall issue at this time. The remaining Defendants are Richard Brown, Jack Hendrix, Jerry Snyder, and Beverly Gilmore. Defendants began their case-in-chief. Exhibits 101, 101a, and 102 were admitted without objection. Plaintiff offered Exhibit 7 and it was admitted with Defendants' sustained objection that it be offered only for its use as a demonstrative aid. The following witnesses testified: Jaymison Bennett, Frank Busby, Amy Reed, Chris Nicholson, Jerry Snyder, and Richard Brown. Defendants rested. Plaintiff Aaron Isby-Israel was called as a rebuttal witness. Counsel gave closing arguments. The parties have through August 28, 2015, in which to submit Final Proposed Findings of Fact and Conclusions of Law. The Court took this matter UNDER ADVISEMENT. Court was adjourned. Signed by Judge Jane Magnus-Stinson. (Court Reporter Jean Knepley.)(MRI) (Entered: 07/29/2015)
08/28/2015	<u>133</u>	Proposed Findings of Fact by All Defendants. (Arthur, David) (Entered: 08/28/2015)
08/28/2015	<u>134</u>	Proposed Findings of Fact by AARON ISBY-ISRAEL. (Lenkowsky, Adam) (Entered: 08/28/2015)
09/25/2015	<u>135</u>	FINDINGS OF FACT AND CONCLUSIONS OF LAW. The Court is mindful that "prolonged confinement in administrative segregation may constitute a violation of the Eighth Amendment (and therefore the Fourteenth), depending on the duration and nature of the segregation and whether there were feasible alternatives to that confinement." Townsend, 759 F.3d at 690 (internal quotation omitted). And prior to trial the Court considered the duration of Mr. Isby-Israel's confinement in administrative segregation to be stunning, but

		the Court has found no case under similar circumstances where duration alone, coupled with a prisoner's refusal to participate in correctional programming, supported a finding of a constitutional violation. Based on the foregoing, the Court finds that the defendants are entitled to judgment in their favor, and the plaintiff shall take nothing from his second amended complaint. Final judgment shall now issue consistent with this Entry and with the Entry of July 30, 2013 (dismissing defendants Lemmon and Knight). Signed by Judge Jane Magnus-Stinson on 9/25/2015. (BGT) (Entered: 09/25/2015)
09/25/2015	<u>136</u>	FINAL JUDGMENT PURSUANT TO FED. R. CIV. PRO. 58. The Court having this day made its Entry directing the entry of final judgment, the Court now enters FINAL JUDGMENT. Judgment is entered in favor of the defendants and against the plaintiff. The plaintiff shall take nothing by his second amended complaint and this action is dismissed. Signed by Judge Jane Magnus-Stinson on 9/25/2015. (BGT) (Entered: 09/25/2015)
10/13/2015	<u>137</u>	MOTION for Copy of Transcript of Bench Trial, filed by Plaintiff AARON ISBY-ISRAEL. (BGT) (Entered: 10/14/2015)
10/16/2015	<u>138</u>	Entry Discussing Motion for Transcript And Extending the Time to File a Notice of Appeal – This action was dismissed after a two day bench trial on July 27, and July 28, 2015. Judgment was entered September 25, 2015. On October 13, 2015, the plaintiff filed a motion for copy of transcript of bench trial which states that the plaintiff "is in the process of or contemplating of pursuing an appeal to the Seventh Circuit." Dkt. 137. He requests that a transcript of the bench trial conducted on July 27, and July 28, 2015, be provided to him at no cost. The plaintiff's motion for copy of transcript of bench trial [dkt. 137] is denied as premature and incomplete with respect to whether the transcripts can be provided at public cost. The motion [dkt. 137], however, is also treated as a motion for extension of time in which to file a notice of appeal. To that extent, the Court finds good cause and the motion is granted. See Rule 4(a)(5) of the Federal Rules of Appellate Procedure. The original deadline to file a timely notice of appeal is October 26, 2015. That deadline is extended to November 25, 2015. No further extensions will be granted. In addition to the notice of appeal and motion to proceed on appeal in forma pauperis, the plaintiff shall file a separate renewed motion requesting that the transcripts be paid by the United States. The motion for transcripts should set forth the reasons any portion of the transcript which is sought is necessary for the appeal. (See Entry.) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 10/16/2015. (RSF) (Entered: 10/16/2015)
10/19/2015	<u>139</u>	NOTICE OF APPEAL as to <u>136</u> Closed Judgment and <u>135</u> Findings of Fact & Conclusions of Law, filed by Plaintiff AARON ISBY-ISRAEL. (No fee paid with this filing) (BGT) (Entered: 10/20/2015)
10/19/2015	<u>140</u>	DOCKETING STATEMENT by AARON ISBY-ISRAEL re <u>139</u> Notice of Appeal. (BGT) (Entered: 10/20/2015)
10/19/2015	<u>141</u>	MOTION to Proceed on Appeal in forma pauperis, filed by Plaintiff AARON ISBY-ISRAEL. (BGT) (Entered: 10/20/2015)
10/21/2015	<u>142</u>	PARTIES' SHORT RECORD re <u>139</u> Notice of Appeal – Instructions for Attorneys and Designation of Record information attached. (LBT) (Entered: 10/21/2015)
10/21/2015	<u>143</u>	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>139</u> Notice of Appeal. – for Court of Appeals Use Only. (LBT) (Entered: 10/21/2015)
10/21/2015	<u>144</u>	MOTION <i>for Expenses</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Exhibit A – Invoice, # <u>2</u> Text of Proposed Order)(Lenkowsky, Adam) (Entered: 10/21/2015)
10/21/2015	<u>145</u>	MOTION to Withdraw Attorney Appearance of <i>Adam Lenkowsky</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Lenkowsky, Adam) (Entered: 10/21/2015)
10/21/2015	<u>146</u>	MOTION to Withdraw Attorney Appearance of <i>Kenneth Roberts</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Roberts, Kenneth) (Entered: 10/21/2015)
10/21/2015	<u>147</u>	MOTION to Withdraw Attorney Appearance of <i>Tasha Roberts</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Roberts, Tasha) (Entered: 10/21/2015)

10/21/2015	<u>148</u>	ENTRY – The plaintiff's motion to proceed on appeal in forma pauperis [dkt. 141] is denied without prejudice until the plaintiff informs the Court of the issues he intends to raise on appeal. He shall have through November 16, 2015, in which to supplement his motion to proceed on appeal in forma pauperis with a statement of those issues. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 10/21/2015. (RSF) (Entered: 10/21/2015)
10/21/2015	<u>149</u>	Entry on Petition for Expenses – The petition for expenses under Local Rule 4–6(i) filed by counsel for plaintiff [dkt. 144] is granted. The Financial Deputy Clerk shall issue a check in the amount of \$395.15 from the District Court Library Fund made payable to Roberts & Bishop, noting account number KTR–2015–003, and mail the check to Adam Lenkowsky, Roberts & Bishop, 118 North Delaware Street, Indianapolis, IN 46204. Copies distributed pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 10/21/2015. (RSF) Modified on 10/21/2015 (RSF). (Entered: 10/21/2015)
10/21/2015	<u>150</u>	Entry on Motions to Withdraw – The motions to withdraw appearance filed on behalf of counsel for the plaintiff [dkt. nos. 145, 146, 147], are granted. The appearances of Kenneth Roberts, Tasha Roberts, and Adam Lenkowsky are withdrawn. The plaintiff is proceeding pro se on appeal. The clerk shall update the docket to reflect these changes. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 10/21/2015. (RSF) (Entered: 10/21/2015)
10/21/2015	<u>151</u>	USCA Case Number 15–3334 for <u>139</u> Notice of Appeal filed by AARON ISBY–ISRAEL. (Attachments: # <u>1</u> PLRA Fee Notice and Order)(MAG) (Entered: 10/21/2015)
10/23/2015	<u>152</u>	AFFIDAVIT of Issues to Raise on Appeal and in Support of MOTION to Proceed on Appeal in forma pauperis by AARON ISBY–ISRAEL. (BGT) (Entered: 10/26/2015)
10/27/2015	<u>153</u>	Entry on Supplemented Motion to Proceed on Appeal In Forma Pauperis – (USCA #15–3334) The plaintiff's motion to proceed on appeal in forma pauperis [dkt. 141], as supplemented on October 23, 2015, is granted to the extent that the Court certifies that the plaintiff's appeal on issues I., II., III., IV., and VIII., is taken in good faith. The Court further certifies that issues V., VI., and VII. are not taken in good faith as they do not present "a substantial question." The plaintiff's motion to proceed on appeal in forma pauperis [dkt. 141], is also granted to the extent that an initial partial appellate filing fee of Five Dollars and Thirty Three Cents (\$5.33) is assessed. The plaintiff shall have through November 30, 2015, in which to pay \$5.33 to the clerk of the district court. Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 10/27/2015. **Emailed to USCA re #15–3334** (RSF) Modified on 10/28/2015 (MAG). (Entered: 10/27/2015)
11/02/2015	<u>154</u>	MOTION to Proceed on Appeal in forma pauperis, filed by Plaintiff AARON ISBY–ISRAEL. c/s (GSO) (Entered: 11/02/2015)
11/04/2015	<u>155</u>	ORDER denying as moot <u>154</u> Motion for Leave to Appeal in forma pauperis in light of the Court's ruling on the plaintiff's earlier motion to proceed on appeal in forma pauperis in the Entry of October 27, 2015. (USCA #15–3334) Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 11/4/2015. (RSF) (Entered: 11/04/2015)
11/05/2015	<u>156</u>	MOTION for copy of transcript of bench trial, filed by Plaintiff AARON ISBY–ISRAEL. (RSF) (Entered: 11/05/2015)
12/04/2015	<u>157</u>	ENTRY – The plaintiff was directed to pay the \$5.33 partial appellate fee not later than November 30, 2015. The Court has not received this payment. The Court will not address the plaintiff's motion for copy of the trial transcript unless and until the plaintiff complies with the directions to pay the partial fee. Signed by Judge Jane Magnus-Stinson on 12/4/2015. Copy sent to Plaintiff via US Mail. **Emailed to USCA re #15–3334. ** (GSO) Modified on 12/7/2015 (MAG). (Entered: 12/04/2015)
12/10/2015	<u>158</u>	MOTION To Take Judicial Notice, filed by Plaintiff AARON ISBY–ISRAEL c/s. (MAC) (Entered: 12/10/2015)
12/14/2015	<u>159</u>	USCA Partial Appeal Fees received \$5.33 receipt number IP048818 re <u>139</u> Notice of Appeal filed by AARON ISBY–ISRAEL (USCA #15–3334). (DJH) (Entered: 12/14/2015)
12/15/2015	<u>160</u>	ENTRY – The plaintiff's motion to take judicial notice [dkt. 158] is granted to the extent that he reports that he did not receive the October 27, 2015, Entry directing him to pay the \$5.33 initial partial filing fee. The plaintiff shall have additional time, through January 6, 2016, in which to pay the initial partial filing fee to the Clerk of the Court. Copy to plaintiff via US

		Mail. Signed by Judge Jane Magnus-Stinson on 12/15/2015. **Emailed to USCA re #15-3334** (RSF) Modified on 12/17/2015 (MAG). (Entered: 12/15/2015)
12/15/2015	<u>161</u>	Entry Directing Court Reporter to Produce Transcript – The initial partial appellate fee has been received. The plaintiff's motion for copy of transcript of bench trial [dkt. 156] is granted. The transcript will be necessary on appeal. The Court Reporter is directed to produce and file a copy of the transcript at the expense of the United States, and to mail a copy to the plaintiff. Copies distributed pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 12/15/2015. **Emailed to USCA re #15-3334.** (RSF) Modified on 12/17/2015 (MAG). (Entered: 12/16/2015)
01/19/2016	<u>162</u>	**REDACTED TRANSCRIPT AT <u>165</u> ** TRANSCRIPT of Bench Trial, Volume 1 of 2 held on 7-27-15 before Judge Jane Magnus-Stinson. (228 pages.) Court Reporter/Transcriber: Jean Knepley (Telephone: (317) 686-0197). Please review <u>Local Rule 80-2</u> for more information on redaction procedures. Redaction Statement due 2/9/2016. Release of Transcript Restriction set for 4/18/2016. (Knepley, Jean) Modified on 2/18/2016 (RSF). (Entered: 01/19/2016)
01/19/2016	<u>163</u>	TRANSCRIPT of Bench Trial, Volume 2 of 2 held on 7-28-15 before Judge Jane Magnus-Stinson. (199 pages.) Court Reporter/Transcriber: Jean Knepley (Telephone: (317) 686-0197). Please review <u>Local Rule 80-2</u> for more information on redaction procedures. Redaction Statement due 2/9/2016. Release of Transcript Restriction set for 4/18/2016. (Knepley, Jean) Released on 4/20/2016 (SWM). (Entered: 01/19/2016)
01/19/2016	<u>164</u>	NOTICE of FILING of OFFICIAL TRANSCRIPT of Bench Trial, Volumes 1 and 2 held before Judge Jane Magnus-Stinson on July 27 – 28, 2015 (Knepley, Jean) (Entered: 01/19/2016)
02/17/2016	<u>165</u>	REDACTED Version of previously filed <u>162</u> TRANSCRIPT of Bench Trial, Volume 1 of 2 held on 7-27-15 before Judge Jane Magnus-Stinson. (228 pages.) Court Reporter/Transcriber: Jean Knepley (Telephone: (317) 686-0197). (Knepley, Jean) Released on 4/20/2016 (SWM). (Entered: 02/17/2016)
02/25/2016	<u>166</u>	Supplemental MOTION <i>for Expenses</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Lenkowsky, Adam) (Entered: 02/25/2016)
02/26/2016	<u>167</u>	ENTRY ON SUPPLEMENTAL PETITION FOR EXPENSES – The Supplemental Petition for Expenses filed by Counsel for Plaintiff under Local Rule 4-6(i) is granted. (See Entry.) Signed by Judge Jane Magnus-Stinson on 2/26/2016. Copies distributed pursuant to distribution list. (GSO) (Entered: 02/26/2016)
04/28/2016	<u>168</u>	ORDER of USCA as to <u>139</u> Notice of Appeal filed by AARON ISBY-ISRAEL (USCA #15-3334) – Pursuant to this court's order of April 20, 2016, IT IS ORDERED that Barry Levenstam, JENNER & BLOCK, 353 N. Clark Street, Chicago, IL 60654, is appointed to represent plaintiff-appellant Aaron E. Isby. See Order for briefing schedule. (MAG) (Entered: 04/28/2016)
12/14/2016	<u>169</u>	Certified and Transmitted Record on Appeal to US Court of Appeals re <u>139</u> Notice of Appeal (USCA #15-3334). (Attachments: # <u>1</u> Pleadings Doc. (1-50), # <u>2</u> Pleadings Doc. (51-101), # <u>3</u> Pleadings Doc. (102-End), # <u>4</u> Transcript Doc. 163, # <u>5</u> Transcript Doc. 165, # <u>6</u> Notice to Transmit Record)(MAT) (Entered: 12/14/2016)
12/15/2016	170	Appeal Remark re <u>139</u> Notice of Appeal (USCA #15-3334): Original record on appeal filed electronically. Contents of record : 3 vol. of pleadings and 2 transcripts. (MAT) (Entered: 12/15/2016)
06/01/2017	<u>171</u>	MANDATE of USCA as to <u>139</u> Notice of Appeal filed by AARON ISBY-ISRAEL (USCA #15-3334) – Isby is ordered to pay in full all outstanding fees to this Court and the district court, and we AFFIRM the district court on Isby's Eighth Amendment claim and REVERSE and REMAND on his Fourteenth Amendment claim. The above is in accordance with the decision of this court entered on this date. Both sides should bear their own costs. (MAT) (Entered: 06/01/2017)
06/01/2017	<u>172</u>	Entry Directing Filing of Local Rule 16.2 Statements – The parties shall have through June 23, 2017, in which to file their respective statements of position in accordance with Local Rule 16-2. Copy sent to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 6/1/2017.(JRB) (Entered: 06/01/2017)

06/05/2017	<u>173</u>	ORDER OF RECRUITMENT OF COUNSEL PURSUANT TO LOCAL RULE 87 – Daniel R. Kelley, Melissa M. Orizondo, and Burnell K. Grimes are appointed to represent the plaintiff in the above action pursuant to Local Rule 87. This representation shall continue until final judgment is entered unless otherwise modified by written order (SEE ORDER). Copy sent to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 6/5/2017.(DW) (Entered: 06/05/2017)
06/23/2017	<u>174</u>	Statement (<i>Joint</i>) Pursuant to Local Rule 16.2 by AARON ISBY-ISRAEL. (Kelley, Daniel) (Entered: 06/23/2017)
06/26/2017	<u>175</u>	SCHEDULING ORDER:Telephonic Status Conference set for 8/28/2017 at 4:00 PM (Eastern Time) before Magistrate Judge Mark J. Dinsmore (SEE ORDER). Signed by Magistrate Judge Mark J. Dinsmore on 6/26/2017.(DW) (Entered: 06/27/2017)
06/30/2017	<u>176</u>	MOTION to Withdraw Attorney Appearance of <i>Nikki G. Ashmore</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Attachments: # <u>1</u> Text of Proposed Order)(Ashmore, Nikki) (Entered: 06/30/2017)
07/03/2017	<u>177</u>	ORDER granting <u>176</u> Motion to Withdraw Attorney Appearance. Attorney Nikki G. Ashmore withdrawn. Copy sent to Plaintiff via US Mail. Signed by Magistrate Judge Mark J. Dinsmore on 7/3/2017. (JRB) (Entered: 07/03/2017)
08/18/2017	<u>178</u>	NOTICE of Appearance by Ryan Joseph Sterling on behalf of Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER. (Sterling, Ryan) (Entered: 08/18/2017)
08/30/2017	<u>180</u>	MOTION directing Defendants and Department of Corrections Officials to cease obstructing Isby's communication with his lawyer and the surrender all legal papers to him, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope)(DW) (Entered: 08/31/2017)
08/30/2017	<u>181</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status/Scheduling Conference held on 8/28/2017. Parties discussed status, future plans for discovery & other issues relating to trial preparation. Case Management Order setting deadlines to be entered by separate order. Telephonic Status Conference set for 10/18/2017 at 3:40 PM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. Telephonic Settlement Conference set for 3/13/2018 at 1:00 PM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. *SEE ORDER FOR ADDITIONAL DEADLINES & INFORMATION.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 08/31/2017)
08/31/2017	<u>182</u>	ORDER: CASE MANAGEMENT PLAN APPROVED AS SUBMITTED – Discovery due by 3/12/2018 (SEE ORDER). Signed by Magistrate Judge Mark J. Dinsmore on 8/31/2017.(DW) (Entered: 08/31/2017)
09/06/2017	<u>183</u>	Entry Discussing Plaintiff's Pro Se Motion Regarding Communication with his Attorneys and Access to His Legal Papers – Plaintiff's counsel and counsel for the defendants shall confer and discuss plaintiff's concerns in an attempt to resolve them. If more specific orders from the Court are required to accomplish this, plaintiff's counsel shall file an appropriate motion. Plaintiff's pro se motion, <u>180</u> , is granted to the extent consistent with the above. The clerk shall send a copy of this Entry to the plaintiff. Copy sent to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 9/6/2017. (JRB) (Entered: 09/06/2017)
09/14/2017	<u>184</u>	MOTION <i>for leave to depose inmate</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 09/14/2017)
09/14/2017	<u>185</u>	Unopposed MOTION <i>for Extension of Time to File Jury Demand</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Kelley, Daniel) (Entered: 09/14/2017)
09/15/2017	<u>186</u>	Submission of Proposed Order <i>Granting Leave to Depose Inmate</i> , re <u>184</u> MOTION <i>for leave to depose inmate</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 09/15/2017)
09/15/2017	<u>187</u>	MOTION to Dismiss <i>For Fraud On The Court</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY

		SNYDER, JAMES WYNN. (Attachments: # <u>1</u> Text of Proposed Order Dismissing Case)(Arthur, David) (Entered: 09/15/2017)
09/15/2017	<u>188</u>	MOTION <i>for Leave to File Successive Dispositive Motion</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Attachments: # <u>1</u> Text of Proposed Order Granting Leave to File Successive Dispositive Motion)(Arthur, David) (Entered: 09/15/2017)
09/15/2017	<u>189</u>	DEMAND for Trial by Jury, filed by Plaintiff AARON ISBY-ISRAEL. (Kelley, Daniel) (Entered: 09/15/2017)
09/19/2017	<u>190</u>	Entry Directing Responses – The plaintiff shall have through October 3, 2017, in which to respond to the defendants' motion for leave to depose inmate, motion to dismiss for fraud on the court, and motion for leave to file successive dispositive motion. The defendants shall then have seven (7) days to reply. The defendants shall have through October 3, 2017, in which to respond to the plaintiff's demand for trial by jury. Copy sent to Petitioner via US Mail. Signed by Judge Jane Magnus-Stinson on 9/19/2017.(JRB) (Entered: 09/19/2017)
09/19/2017	<u>191</u>	ORDER denying as moot <u>185</u> Motion for Extension of Time to File Jury Demand – Nothing in this entry should be construed as a merits ruling that the jury demand was timely or properly filed. SEE ORDER. Copy sent to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 9/19/2017. (JRB) Modified on 9/20/2017 (JRB). (Entered: 09/19/2017)
09/21/2017	<u>192</u>	MOTION to Withdraw Attorney Appearance of <i>Barry Levenstam</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order on Motion to Withdraw as Counsel)(Levenstam, Barry) (Entered: 09/21/2017)
09/25/2017	<u>193</u>	Exhibit List , filed by Plaintiff AARON ISBY-ISRAEL, Witness List , filed by Plaintiff AARON ISBY-ISRAEL. (Kelley, Daniel) (Entered: 09/25/2017)
09/25/2017	<u>194</u>	Witness List (<i>prelininary</i>), filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN, Exhibit List (<i>preliminary</i>), filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 09/25/2017)
09/25/2017	<u>195</u>	ORDER granting <u>192</u> Motion to Withdraw Attorney Appearance. Attorney Barry Levenstam is hereby WITHDRAWN and TERMINATED. Copy to Plaintiff via US Mail. Signed by Magistrate Judge Mark J. Dinsmore on 9/25/2017. (DW) (Entered: 09/25/2017)
09/29/2017	<u>196</u>	RESPONSE in Opposition re <u>188</u> MOTION <i>for Leave to File Successive Dispositive Motion</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Kelley, Daniel) (Entered: 09/29/2017)
09/29/2017	<u>197</u>	RESPONSE in Opposition re <u>187</u> MOTION to Dismiss <i>For Fraud On The Court</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Kelley, Daniel) (Entered: 09/29/2017)
10/03/2017	<u>198</u>	NOTICE of <i>Withdrawal of Jury Demand</i> , filed by Plaintiff AARON ISBY-ISRAEL, re <u>189</u> Jury Demand. (Kelley, Daniel) (Entered: 10/03/2017)
10/03/2017	<u>199</u>	REPLY in Support of Motion re <u>187</u> MOTION to Dismiss <i>For Fraud On The Court</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 10/03/2017)
10/17/2017	<u>201</u>	Entry Discussing Pending Motions – The defendants' unopposed motion for leave to depose the plaintiff, dkt. <u>184</u> , is granted. For the reasons stated in this Entry, the defendants' motion to dismiss for fraud on the court, [dkt. 187], is denied. For the reasons stated in this Entry, the defendants' motion for leave to file successive dispositive motion, dkt. <u>188</u> , is denied. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 10/17/2017. (APD) (Entered: 10/17/2017)
10/18/2017	<u>204</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 10/18/2017. Parties discussed status of & future plans for discovery. Telephonic Status Conference set for 12/4/2017 at 11:00 AM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 10/19/2017)

10/19/2017	<u>202</u>	NOTICE of Unopposed Initial Extension of Time to Respond to Plaintiff's Discovery Requests, filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN (Arthur, David) (Entered: 10/19/2017)
10/19/2017	<u>203</u>	NOTICE of Appearance by Jason Rauch on behalf of Plaintiff AARON ISBY-ISRAEL. (Rauch, Jason) (Entered: 10/19/2017)
12/04/2017	<u>206</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 12/4/2017. Parties discussed status of & future plans for discovery. Telephonic Status Conference set for 1/3/2018 at 12:00 PM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 12/04/2017)
01/03/2018	<u>208</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 1/3/2018. Parties discussed status of & future plans for discovery. Telephonic Status Conference set for 2/12/2018 at 10:30 AM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (Distribution to Plaintiff via U.S. Mail.) (GD) (Entered: 01/03/2018)
01/29/2018	<u>209</u>	Witness List (final), filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN, Exhibit List (final), filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 01/29/2018)
01/29/2018	<u>210</u>	Exhibit List Final, filed by Plaintiff AARON ISBY-ISRAEL, Witness List Final, filed by Plaintiff AARON ISBY-ISRAEL. (Rauch, Jason) (Entered: 01/29/2018)
01/31/2018	<u>211</u>	Joint MOTION for Extension of Time to May 11, 2018 to Complete Discovery, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Rauch, Jason) (Entered: 01/31/2018)
02/13/2018	<u>213</u>	ORDER SETTING TRIAL AND FINAL PRETRIAL CONFERENCE: This cause is hereby set for a Bench Trial before Judge Jane Magnus-Stinson on September 24, 2018 at 9:00 a.m. and in Room 307 of the U.S. Courthouse, 46 E. Ohio Street, Indianapolis, Indiana. A Final Pretrial Conference is also set for September 7, 2018 at 10:00 a.m. in Room 307 of the Birch Bayh Federal Building and U.S. Courthouse, 46 East Ohio Street, Indianapolis, Indiana. Additional required pretrial preparation deadlines will be set by separate order. Signed by Judge Jane Magnus-Stinson on 2/13/2018. Copy to Plaintiff via US Mail. (DW) (Entered: 02/13/2018)
02/14/2018	<u>214</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: The parties appeared by telephone for a Status Conference. The parties discussed the status of and future plans for discovery. The parties reported that neither party has identified any expert witnesses in this matter. This matter also comes before the Court on the parties' Joint Motion for Extension of Discovery Deadline. [Dkt. <u>211</u>] With the agreement of the parties, that motion is hereby GRANTED IN PART and DENIED IN PART and paragraph H of the approved Case Management Order [Dkt. <u>182</u>] is hereby amended as follows: H. The time to file dispositive motions has expired. All discovery shall be completed by April 26, 2018. In light of the enlargement of the discovery deadline set forth above, the Court sua sponte CONTINUES the March 13, 2018 telephonic settlement conference to 9:00 a.m. (Eastern) on Thursday, May 3, 2018. This matter is scheduled for a telephonic status conference on Monday, March 12, 2018 at 1:40 p.m. (Eastern) to discuss case status. *Please See Order for Additional Information and Deadlines.* Signed by Magistrate Judge Mark J. Dinsmore. Mailed to Plaintiff. (CAG) Modified on 2/14/2018 (CAG). (Entered: 02/14/2018)
03/12/2018	<u>216</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 3/12/2018. Parties discussed status of discovery & upcoming settlement conference. Court sua sponte vacates requirement for submission of proposed jury instructions set forth in its Minute Entry for February 12, 2018 [Dkt. <u>214</u> at 2] & amends paragraph I of approved Case Management Order as amended [Dkt. <u>182</u> at 2; Dkt. <u>214</u>]. Statement of Claims or Defenses due by 4/30/2018; Plaintiff shall also articulate all remedies he intends to seek at trial of this matter relating to such claims. Court was informed Plaintiff is now located at Westville Correctional Facility; Clerk is directed to update docket to reflect Plaintiff's change of address. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (Distribution via U.S. Mail to Plaintiff at Westville Correctional Facility.) (GD)

		(Entered: 03/14/2018)
03/28/2018	<u>217</u>	Mail Returned as undeliverable. – RTS <u>214</u> MINUTE ENTRY sent to AARON ISBY-ISRAEL – 892219 WABASH VALLEY – CFWABASH VALLEY CORRECTIONAL FACILITY 6908 S. Old US Hwy 41P.O. Box 1111CARLISLE, IN 47838. (DW) (Entered: 03/30/2018)
03/30/2018	<u>218</u>	MOTION to Compel <i>Production of Three Emails</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(Kelley, Daniel) (Entered: 03/30/2018)
03/30/2018	<u>219</u>	Submission of Proposed Order , re <u>218</u> MOTION to Compel <i>Production of Three Emails</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Kelley, Daniel) (Entered: 03/30/2018)
04/02/2018	<u>220</u>	NOTICE <i>Regarding Motion to Compel Three Emails</i> , filed by Plaintiff AARON ISBY-ISRAEL, re <u>218</u> MOTION to Compel <i>Production of Three Emails</i> . (Attachments: # <u>1</u> Exhibit F (email among counsel)) (Kelley, Daniel) (Entered: 04/02/2018)
04/04/2018	<u>221</u>	RESPONSE in Opposition re <u>218</u> MOTION to Compel <i>Production of Three Emails</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Attachments: # <u>1</u> Exhibit Stroup email and attachment)(Arthur, David) (Entered: 04/04/2018)
04/04/2018	<u>222</u>	REPLY in Support of Motion re <u>218</u> MOTION to Compel <i>Production of Three Emails</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order Denying Motion as Moot)(Kelley, Daniel) (Entered: 04/04/2018)
04/10/2018	<u>223</u>	ENTRY – denying as moot <u>218</u> Motion to Compel. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 4/10/2018. (BRR) (Entered: 04/10/2018)
04/24/2018	<u>224</u>	ORDER to Make Inmate Available – via Telephone. Warden of Westville Correctional Facility ordered to make Aaron Isby-Israel Available – via Telephone for court proceeding on 5/3/2018 (SEE ORDER). Signed by Magistrate Judge Mark J. Dinsmore on 4/24/2018. Copy to Plaintiff via US Mail. (DW) (Entered: 04/24/2018)
04/27/2018	<u>227</u>	MOTION for Order against Defendants to return all legal property that was taken in retaliation for pursuit of this action, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope). (MAC) (Entered: 05/01/2018)
04/30/2018	<u>225</u>	Statement of defenses by RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 04/30/2018)
04/30/2018	<u>226</u>	Statement of Claims for Proof at Trial by AARON ISBY-ISRAEL. (Kelley, Daniel) (Entered: 04/30/2018)
05/09/2018	<u>228</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Settlement Conference held on 5/3/2018. Settlement was not achieved. Conference concluded without further order. (Distribution to Plaintiff via U.S. Mail.) Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 05/10/2018)
06/08/2018	<u>229</u>	Entry Discussing Plaintiff's Pro Se Motion For Order Regarding His Legal Papers – On April 27, 2018, Plaintiff filed a pro se motion asking the Court to intervene and order the defendants to return to Plaintiff all of his legal property that was seized from his cell in April 2018. He also seeks an order to show cause why the defendants should not be sanctioned for depriving him of his legal papers and reading his legal mail. Plaintiff is represented by counsel. Plaintiff's counsel and counsel for the defendants shall confer and discuss Plaintiff's concerns in an attempt to resolve them. Plaintiff's pro se motion, dkt. <u>227</u> , is granted only to the extent consistent with the above. (See Entry). Copy to plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 6/8/2018. (APD) (Entered: 06/08/2018)
07/13/2018	<u>230</u>	MOTION for Independent Expert Witness, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope)(JRB) (Entered: 07/17/2018)
07/19/2018	<u>231</u>	Entry Discussing Plaintiff's Pro Se Motion For Independent Expert Witness – Plaintiff's pro se motion, dkt. <u>230</u> , is denied without prejudice for the present (SEE ENTRY). Signed by Judge Jane Magnus-Stinson on 7/19/2018. Copy to Plaintiff via US Mail. (DWH) (Entered: 07/19/2018)

07/24/2018	<u>232</u>	FINAL PRETRIAL ORDER – To help the Court prepare for the final pretrial conference set on September 7, 2018, at 10:00 a.m., and upcoming bench trial, set on September 24, 2018, at 9:00 a.m., the Court ORDERS as follows. (See Order.) Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson on 7/24/2018.(DMW) (Entered: 07/24/2018)
07/24/2018	<u>233</u>	ORDER to PRODUCE INMATE. Warden of Westville Correctional Facility ordered to produce Aaron Isby-Israel – DOC #892219 for court proceeding on 9/7/2018. (See Order.) Copies via U.S. Mail pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 7/24/2018. Paper copies to USM.(DMW) (Entered: 07/24/2018)
07/24/2018	<u>234</u>	ORDER to PRODUCE INMATE. Warden of Westville Correctional Facility ordered to produce Aaron Isby-Israel – DOC #892219 for court proceeding on 9/24/2018. (See Order.) Copies sent via U.S. Mail pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 7/24/2018. Paper copies to USM.(DMW) (Entered: 07/24/2018)
07/27/2018	<u>235</u>	NOTICE of Position on Plaintiff's Pro Se Motion for Independent Expert, filed by Plaintiff AARON ISBY-ISRAEL (Rauch, Jason) (Entered: 07/27/2018)
08/13/2018	<u>237</u>	(Surreply) RESPONSE re <u>235</u> Notice of Position on Plaintiff's Pro Se Motion for Independent Expert, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope)(DMW) (Entered: 08/14/2018)
08/14/2018	<u>236</u>	ORDER RESETTING TRIAL – The September 24, 2018 Bench Trial before Chief Judge Jane Magnus-Stinson is reset to begin on September 25, 2018 at 9:00 a.m. and in Room 307 of the U.S. Courthouse, 46 E. Ohio Street, Indianapolis, Indiana. Signed by Judge Jane Magnus-Stinson on 8/14/2018. (DWH) (Entered: 08/14/2018)
08/15/2018	<u>238</u>	AMENDED ORDER to PRODUCE INMATE – Warden of Westville Correctional Facility ordered to produce Aaron Isby-Israel – DOC #892219 for court proceeding on 9/25/2018. This amended Order changes the date of the trial. (See Order.) Copies via U.S Mail pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 8/15/2018. Paper copies to USM.(DMW) (Entered: 08/15/2018)
08/17/2018	<u>239</u>	Exhibit List , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 08/17/2018)
08/17/2018	<u>240</u>	AMENDED <i>Final Exhibit List</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Rauch, Jason) Modified on 8/20/2018 (DWH). (Entered: 08/17/2018)
08/24/2018	<u>241</u>	NOTICE OF INTENT TO OFFER DEPOSITION INTO EVIDENCE AND SUMMARY OF DEPOSITIONS, filed by Plaintiff AARON ISBY-ISRAEL (Rauch, Jason) (Entered: 08/24/2018)
08/24/2018	<u>242</u>	NOTICE of Intention to Use Certain Technology at Trial, filed by Plaintiff AARON ISBY-ISRAEL (Rauch, Jason) (Entered: 08/24/2018)
08/24/2018	<u>243</u>	Witness List , filed by Plaintiff AARON ISBY-ISRAEL. (Rauch, Jason) (Entered: 08/24/2018)
09/05/2018	<u>244</u>	TRIAL BRIEF in the form of proposed findings and conclusions by RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN, Proposed Findings of Fact by RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, DUSTY RUSSELL, JULIE SNIDER, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 09/05/2018)
09/05/2018	<u>245</u>	TRIAL BRIEF including Proposed Findings of Fact and Conclusions of Law by AARON ISBY-ISRAEL. (Kelley, Daniel) (Entered: 09/05/2018)
09/07/2018	<u>246</u>	MINUTE ENTRY FOLLOWING FINAL PRETRIAL CONFERENCE for proceedings held before Judge Jane Magnus-Stinson: On September 7, 2018, plaintiff Aaron Isby-Israel appeared in person and by counsel and the defendants appeared by counsel for the final pretrial conference in this matter (SEE ENTRY FOR ADDITIONAL INFORMATION) Signed by Judge Jane Magnus-Stinson. Copy to Plaintiff via US Mail. (Court Reporter Jean Knepley.)(DWH) (Entered: 09/07/2018)
09/18/2018	<u>247</u>	STIPULATION of Dismissal Of <i>Dusty Russell and Julie Snider</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Rauch, Jason) (Entered: 09/18/2018)

09/18/2018	<u>248</u>	MOTION to Produce <i>Inmate</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order Order to Produce Inmate)(Rauch, Jason) (Entered: 09/18/2018)
09/19/2018	<u>249</u>	SCHEDULING ORDER: The Court, sua sponte, hereby sets the matter for a telephonic status conference on September 19, 2018, at 3:00 p.m. (Eastern). The purpose of the conference is to discuss the plaintiff's Motion to Produce Inmate. [Filing No. <u>248</u>] Call-in information for the telephonic status conference will be provided by separate entry. Signed by Judge Jane Magnus-Stinson on 9/19/2018. (DMW) (Entered: 09/19/2018)
09/19/2018	<u>251</u>	MINUTE ORDER for proceedings held before Judge Jane Magnus-Stinson: On September 19, 2018, the Court conducted a telephonic status conference on Plaintiff's Motion to Produce Inmate. Dkt. 248. The parties appeared by counsel. The Court Reporter was Jean Knepley. As a result of this conference, the following ruling is issued: Plaintiff's motion to produce inmate, dkt. <u>248</u> , is granted to the extent that Plaintiff has already been ordered to be produced in Room 307 of the U.S Courthouse at 8:30 a.m. on Tuesday, September 25, 2018. Dkt. 238. Counsel shall be afforded time to confer privately with Plaintiff at that time, and the start of trial will be delayed until 11:00 a.m. at the earliest. Signed by Judge Jane Magnus-Stinson. (Court Reporter Jean Knepley.)(MRI) (Entered: 09/19/2018)
09/19/2018	<u>252</u>	ACKNOWLEDGEMENT OF PARTIAL DISMISSAL – Plaintiff, Aaron Isby-Israel, and Defendants, Dusty Russell and Julie Snider, by their respective counsel, having filed their stipulation of dismissal with prejudice as to those two Defendants pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii), this action is dismissed as to Dusty Russell and Julie Snider only, each party to bear their own costs <u>247</u> . Plaintiff is ordered to file a list of the remaining defendants against whom he is proceeding, and in what capacity, by noon 9/21/18. Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson on 9/19/2018. (DMW) (Entered: 09/19/2018)
09/20/2018	<u>253</u>	Second Amended ORDER to PRODUCE INMATE. Warden of WESTVILLE CORRECTIONAL FACILITY ordered to produce Aaron Isby-Israel – DOC #892219 for court proceeding on 9/25/2018.. Signed by Judge Jane Magnus-Stinson on 9/20/2018. Copy to Plaintiff via US Mail. Paper copies to USM.(DWH) Modified on 9/21/2018 to edit document title(DMW). (Entered: 09/20/2018)
09/20/2018	<u>254</u>	NOTICE OF REMAINING DEFENDANTS AND THE CAPACITIES IN WHICH EACH IS SUED, filed by Plaintiff AARON ISBY-ISRAEL, re <u>252</u> Order on Stipulation of Dismissal. (Kelley, Daniel) (Entered: 09/20/2018)
09/24/2018	<u>255</u>	MOTION in Limine, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope)(JDC) (Entered: 09/25/2018)
09/24/2018	<u>256</u>	MOTION Requesting That Plaintiff not be forced to wear restraints during the Trial, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Envelope)(JDC) Modified on 9/25/2018 (JDC). (Main Document 256 replaced on 9/25/2018) (JDC). (Entered: 09/25/2018)
09/24/2018	<u>257</u>	MOTION Requesting The Court to Take Judicial Notice, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Envelope)(JDC) (Entered: 09/25/2018)
09/25/2018	<u>258</u>	Third Amended Order to Produce Inmate at Court Proceeding – Warden of Westville Correctional Facility ordered to produce Aaron Isby-Israel – DOC #892219 for court proceeding on September 26–27, 2018. (See Order.) Copies via U.S. Mail and fax pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 9/25/2018. Paper copies to USM.(DMW) (Entered: 09/25/2018)
09/26/2018	<u>259</u>	ENTRY DISCUSSING PLAINTIFF'S PRO SE MOTIONS – On June 5, 2017, the Court recruited counsel to represent the plaintiff in this action until final judgment is entered. Dkt. <u>173</u> . Since that date, recruited counsel has ably represented the plaintiff. Nonetheless, the plaintiff filed three motions pro se on September 24, 2018, the day before trial started. It is confusing for the Court and the record to have the plaintiff file motions on his own. In short, at this time, the plaintiff is not pro se. The Court will only consider filings made through counsel. Accordingly, the plaintiff's motion in limine, dkt. <u>255</u> , motion that he not be forced to wear restraints during trial, dkt. <u>256</u> , and motion to take judicial notice, [dkt. <u>257</u> , are denied without prejudice. Copies via U.S. Mail pursuant to distribution list. Signed by Judge Jane Magnus-Stinson on 9/26/2018. (DMW) (Entered: 09/26/2018)
09/26/2018	<u>260</u>	MINUTE ENTRY ON SEPTEMBER 25, 2018 BENCH TRIAL – Day 1 – On September 25, 2018, the Court conducted the first day of a bench trial in this case. Plaintiff appeared in

		person and by recruited counsel Daniel Kelley, Burnell Grimes and Jason Rauch. Defendants Jerry Snyder, Beverly Gilmore, and Richard Brown appeared in person and by counsels David Arthur and Ryan Sterling. Exhibits were admitted. Opening statements were presented. Witnesses testified. Evidence concluded for the day. Due to the late hour, the Court recessed to reconvene on September 26, 2018, at 10:00 a.m. Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson. (Court Reporter Jean Knepley.)(DMW) (Entered: 09/26/2018)
09/26/2018	<u>261</u>	ENTRY – The trial of this action was completed after two days. The Third Amended Order to Produce Inmate at Court Proceeding issued on September 25, 2018, is satisfied. Plaintiff Aaron Isby–Israel, DOC # 892219, should not be produced on September 27, 2018. Signed by Judge Jane Magnus–Stinson on 9/26/2018.(MRI) (Entered: 09/26/2018)
09/27/2018	<u>262</u>	MINUTE ORDER for proceedings held before Judge Jane Magnus–Stinson: Bench Trial completed on 9/26/2018. On September 26, 2018, the Court conducted the second day of a bench trial in this case. Plaintiff appeared in person and by recruited counsel Daniel Kelley, Burnell Grimes and Jason Rauch. Defendants Jerry Snyder, Jack Hendrix, and Richard Brown appeared in person and by counsel David Arthur and Ryan Sterling. The parties shall have through October 11, 2018, in which to file: 1. A joint timeline of Mr. Isby's 30 day reviews, 90 day reviews, annual classification reviews and requests for transfer and any related appeals, identifying on the timeline the exhibit number that corresponds to the event. 2. A 10–page post–judgment brief that includes a discussion of: a. whether the Defendants contention that plaintiff's failure to request a 90–day results in a waiver of any claim for failure to provide such a review comports with existing precedent concerning Defendants obligation to provide meaningful, periodic reviews of Mr. Isby's segregation designation b. the measure of compensatory damages available for an alleged constitutional violation (excluding any discussion of emotional distress and pain and suffering) and whether any such award is limited to nominal damages; and c. any other matter the parties wish to brief within the 10–page limit. Signed by Judge Jane Magnus–Stinson. (SEE ORDER FOR MORE DETAILS.) Copy by U.S. Mail to Plaintiff. (Court Reporter Jean Knepley.)(MRI) (Entered: 09/27/2018)
09/28/2018	<u>263</u>	AMENDED MINUTE ORDER for proceedings held before Judge Jane Magnus–Stinson: Bench Trial completed on 9/26/2018. On September 26, 2018, the Court conducted the second day of a bench trial in this case. Plaintiff appeared in person and by recruited counsel Daniel Kelley, Burnell Grimes and Jason Rauch. Defendants Jerry Snyder, Jack Hendrix, and Richard Brown appeared in person and by counsel David Arthur and Ryan Sterling. The parties shall have through October 11, 2018, in which to file: 1. A joint timeline of Mr. Isby's 30 day reviews, 90 day reviews, annual classification reviews and requests for transfer and any related appeals, identifying on the timeline the exhibit number that corresponds to the event. 2. A 10–page post–trial brief that includes a discussion of: a. whether the Defendants contention that plaintiff's failure to request a 90–day results in a waiver of any claim for failure to provide such a review comports with existing precedent concerning Defendants obligation to provide meaningful, periodic reviews of Mr. Isby's segregation designation b. the measure of compensatory damages available for an alleged constitutional violation (excluding any discussion of emotional distress and pain and suffering) and whether any such award is limited to nominal damages; and c. any other matter the parties wish to brief within the 10–page limit. Signed by Judge Jane Magnus–Stinson. (SEE ORDER FOR MORE DETAILS.). Signed by Judge Jane Magnus–Stinson on 9/28/2018.(MRI) (Entered: 09/28/2018)
10/11/2018	<u>264</u>	REPORT of <i>Joint Timeline of Reviews</i> by AARON ISBY–ISRAEL. (Rauch, Jason) (Entered: 10/11/2018)
10/11/2018	<u>265</u>	TRIAL BRIEF (<i>post–trial</i>) by RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER. (Arthur, David) (Entered: 10/11/2018)
10/11/2018	<u>266</u>	TRIAL BRIEF (<i>Post–Trial</i>) by AARON ISBY–ISRAEL. (Kelley, Daniel) (Entered: 10/11/2018)
10/12/2018	<u>267</u>	MOTION for Leave to File <i>One–Page Response to Defendants' Post–Trial Brief</i> , filed by Plaintiff AARON ISBY–ISRAEL. (Attachments: # <u>1</u> Proposed Response to Post–Trial Brief, # <u>2</u> Text of Proposed Order)(Kelley, Daniel) (Entered: 10/12/2018)
10/12/2018	<u>268</u>	RESPONSE in Opposition re <u>267</u> MOTION for Leave to File <i>One–Page Response to Defendants' Post–Trial Brief</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER. (Arthur, David) (Entered: 10/12/2018)

10/23/2018	<u>269</u>	ENTRY – The plaintiff's motion for leave to file a response to defendants' post-trial brief, dkt. <u>267</u> , is denied as unnecessary. The defendants clarified that they are not contending that annual classification reviews function as reviews of an inmate's assignment to administrative segregation. Dkt. <u>268</u> . Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson on 10/23/2018. (DMW) (Entered: 10/23/2018)
11/16/2018	<u>270</u>	TRANSCRIPT of Bench Trial, Volume 1 of 2, held on 9–25–18 before Chief Judge Jane Magnus-Stinson. (234 pages.) Court Reporter/Transcriber: Jean Knepley (Telephone: (317) 696–3565). Please review <u>Local Rule 80–2</u> for more information on redaction procedures. Redaction Statement due 12/7/2018. Release of Transcript Restriction set for 2/14/2019. (Knepley, Jean) Released on 2/14/2019 (SWM). (Entered: 11/16/2018)
11/16/2018	<u>271</u>	TRANSCRIPT of Bench Trial, Volume 2 of 2, held on 9–26–18 before Chief Judge Jane Magnus-Stinson. (310 pages.) Court Reporter/Transcriber: Jean Knepley (Telephone: (317) 696–3565). Please review <u>Local Rule 80–2</u> for more information on redaction procedures. Redaction Statement due 12/7/2018. Release of Transcript Restriction set for 2/14/2019. (Knepley, Jean) Released on 2/14/2019 (SWM). (Entered: 11/16/2018)
11/16/2018	<u>272</u>	NOTICE of FILING of OFFICIAL TRANSCRIPT of Bench Trial, Volumes 1 and 2, held before Chief Judge Jane Magnus-Stinson on 9–25–18 through 9–26–18 (Knepley, Jean) (Entered: 11/16/2018)
12/17/2018	<u>273</u>	MOTION to Withdraw Attorney Appearance of <i>Ryan J. Sterling</i> , filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER. (Attachments: # <u>1</u> Text of Proposed Order)(Sterling, Ryan) (Entered: 12/17/2018)
12/19/2018	<u>274</u>	ORDER – The Court summarizes its findings as follows: Defendants willfully violated Mr. Isby's due process rights by failing to provide periodic, meaningful review of his long-term placement in solitary confinement; Compensatory damages in the amount of \$314,000.00 are awarded; Punitive damages in the amounts set forth are awarded; Injunctive relief is awarded as set forth; Plaintiff's counsel may seek attorney's fees. Punitive damages are not assessed against Ms. Gilmore. Punitive damages are assessed as follows: Warden Brown, \$10,000.00; Director Hendrix, \$7,500.00. and Mr. Snyder, \$5,000.00. (See Order.) Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson on 12/19/2018. (DMW) (Entered: 12/19/2018)
12/21/2018	<u>275</u>	ORDER GRANTING MOTION FOR LEAVE TO WITHDRAW APPEARANCE – Granting <u>273</u> Motion to Withdraw Attorney Appearance. The appearance of Ryan J. Sterling on behalf of Defendants is WITHDRAWN and TERMINATED. Copy to Plaintiff via U.S. Mail. Signed by Magistrate Judge Mark J. Dinsmore on 12/21/2018. (DMW) (Entered: 12/21/2018)
01/02/2019	<u>276</u>	MOTION for <i>Establishment of Briefing Schedule on Attorneys' Fee Request</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Kelley, Daniel) (Entered: 01/02/2019)
01/03/2019	<u>277</u>	NOTICE of Appearance by Emily A. Kile-Maxwell on behalf of Plaintiff AARON ISBY-ISRAEL. (Kile-Maxwell, Emily) (Entered: 01/03/2019)
01/03/2019	<u>278</u>	MOTION to Withdraw Attorney Appearance of <i>Melissa Orizondo and Burnell Grimes</i> , filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order on Motion to Withdraw Appearances of Melissa Orizondo and Burnell Grimes)(Kile-Maxwell, Emily) (Entered: 01/03/2019)
01/04/2019	<u>279</u>	<i>Submission of Proposed Plan for Removal From Restrictive Status Housing</i> , filed by Defendant JACK HENDRIX. (Attachments: # <u>1</u> Exhibit STAND offender handbook)(Arthur, David) Modified on 1/7/2019 to edit document title (DMW). (Entered: 01/04/2019)
01/04/2019	<u>280</u>	MOTION to Appoint Emily A. Kile-Maxwell as Additional Counsel Pursuant to Local Rule 87, filed by Plaintiff AARON ISBY-ISRAEL. (Attachments: # <u>1</u> Text of Proposed Order)(Kelley, Daniel) (Entered: 01/04/2019)
01/07/2019	<u>281</u>	ORDER GRANTING MOTION TO APPOINT ADDITIONAL RECRUITED COUNSEL PURSUANT TO LOCAL RULE 87 – Granting <u>280</u> Motion to Appoint Additional Recruited Counsel. This representation shall continue until final judgment is entered unless otherwise modified by written order. (See Order.) Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson on 1/7/2019. (DMW) (Entered: 01/07/2019)

01/07/2019	<u>282</u>	ORDER – Granting <u>278</u> Motion to Withdraw Attorney Appearances. The appearances of Melissa Orizondo and Burnell Grimes as Recruited Counsel for Plaintiff are WITHDRAWN and TERMINATED. Copy to Plaintiff via U.S. Mail. Signed by Magistrate Judge Mark J. Dinsmore on 1/7/2019. (DMW) (Entered: 01/07/2019)
01/09/2019	<u>283</u>	ORDER ON MOTION FOR ESTABLISHMENT OF BRIEFING SCHEDULE REGARDING AWARD OF ATTORNEYS' FEES UNDER 42 U.S.C. § 1988 – Granting <u>276</u> Motion of counsel for Plaintiff Aaron Isby–Israel for establishment of a briefing schedule regarding the award of attorneys' fees. IT IS THEREFORE ORDERED that 60 days after the later of (i) the expiration of Defendants' time to file a notice of appeal pursuant to Federal Rule of Appellate Procedure 4(a)(1)(A) (Jan. 18, 2019), if no notice of appeal is filed; or (ii) entry of final judgment after the exhaustion of any appellate process, counsel for Mr. Isby may file their request for attorneys' fees, with supporting evidentiary material. Opposition briefs, if any, will be due 30 days after that filing. Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus–Stinson on 1/9/2019. (DMW) (Entered: 01/09/2019)
01/10/2019	<u>284</u>	MOTION to Vacate <u>283</u> Order on Motion (<i>incorrect date for filing notice of appeal</i>), filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 01/10/2019)
01/11/2019	<u>285</u>	RESPONSE to Motion re <u>284</u> MOTION to Vacate <u>283</u> Order on Motion (<i>incorrect date for filing notice of appeal</i>) , filed by Plaintiff AARON ISBY–ISRAEL. (Kelley, Daniel) (Entered: 01/11/2019)
01/11/2019	<u>286</u>	ORDER – The defendants' motion to vacate order, dkt. <u>284</u> , is granted to the extent that the January 9, 2019, Order on Motion for Establishment of Briefing Schedule will be amended in a separate Order to delete the date "(Jan. 19, 2019)" in the third line of the second paragraph. No final judgment has been issued in this case. Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus–Stinson on 1/11/2019. (DMW) (Entered: 01/11/2019)
01/11/2019	<u>287</u>	AMENDED ORDER ON MOTION FOR ESTABLISHMENT OF BRIEFING SCHEDULE REGARDING AWARD OF ATTORNEYS' FEES UNDER 42 U.S.C. § 1988 – This matter is before the Court on the motion of counsel for Plaintiff Aaron Isby–Israel for establishment of a briefing schedule regarding the award of attorneys' fees under 42 U.S.C. § 1988. The Court, being duly advised in the premises and for good cause shown, finds that the motion, dkt. <u>276</u> , should be GRANTED. IT IS THEREFORE ORDERED that 60 days after the later of (i) the expiration of Defendants' time to file a notice of appeal pursuant to Federal Rule of Appellate Procedure 4(a)(1)(A), if no notice of appeal is filed; or (ii) entry of final judgment after the exhaustion of any appellate process, counsel for Mr. Isby may file their request for attorneys' fees, with supporting evidentiary material. Opposition briefs, if any, will be due 30 days after that filing. Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus–Stinson on 1/11/2019. (DMW) (Entered: 01/11/2019)
01/18/2019	<u>288</u>	RESPONSE in Opposition to <u>279</u> Defendant Jack Hendrix's Plan for Removal from Restrictive Status Housing, filed by Plaintiff AARON ISBY–ISRAEL. (Attachments: # <u>1</u> Exhibit A – Email, # <u>2</u> Text of Proposed Order)(Kelley, Daniel) Modified on 1/22/2019 to add link to Dkt. 279(DMW). (Entered: 01/18/2019)
01/22/2019	<u>289</u>	Submission of reply in support of proposed plan <u>279</u> , filed by Defendant JACK HENDRIX. (Arthur, David) (Entered: 01/22/2019)
02/13/2019	<u>290</u>	Submission of Plaintiff's Clarification of his Position on the Proposed Plans Submitted by both Parties, filed by Plaintiff AARON ISBY–ISRAEL. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope)(DMW) (Entered: 02/14/2019)
02/15/2019	<u>291</u>	NOTICE OF CLARIFICATION OF PLAINTIFF'S PROPOSAL REGARDING INJUNCTIVE RELIEF, filed by Plaintiff AARON ISBY–ISRAEL, re <u>274</u> Order. (Rauch, Jason) (Entered: 02/15/2019)
02/19/2019	<u>292</u>	NOTICE OF PROPOSED ORDER ON CLARIFICATION OF PLAINTIFF'S PROPOSAL REGARDING INJUNCTIVE RELIEF, filed by Plaintiff AARON ISBY–ISRAEL, re <u>291</u> Notice (Other). (Attachments: # <u>1</u> Text of Proposed Order Order Awarding Injunctive Relief) (Kile–Maxwell, Emily) (Entered: 02/19/2019)
03/04/2019	<u>293</u>	ENTRY APPROVING PROPOSED PLAN FOR INJUNCTIVE RELIEF AND RETAINING JURISDICTION OVER ACTION – Having considered the parties' proposals, the Court agrees with the defendants in finding that it lacks the authority to order the IDOC to transfer Mr. Isby to a particular prison of the Court's choice or that of Mr. Isby. Mr.

		Hendrix's proposal falls well within the discretion afforded prison administrators. The Court shall retain jurisdiction over this action for a period of two years from the date of issuance of judgment to ensure that the defendants' placement decisions concerning Mr. Isby comport with due process. Mr. Hendrix's proposed plan, dkt. 279 , is APPROVED. Final judgment consistent with the Entry of December 19, 2018, dkt. 274 , and this Entry shall now issue. (See Entry.) Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson on 3/4/2019. (DMW) (Entered: 03/04/2019)
03/04/2019	<u>294</u>	FINAL JUDGMENT PURSUANT TO FED. R. CIV. PRO. 58 – The Court having this day made its Entry directing the entry of final judgment, the Court now enters FINAL JUDGMENT. For the reasons detailed in the Court's Order of December 19, 2018, the Court now enters FINAL JUDGMENT in this action in favor of defendants James Wynn, Julie Snider, and Dusty Russell; and as to the remaining claims, in favor of Plaintiff Aaron Isby–Israel and against Defendants Richard Brown, Jack Hendrix, Jerry Snyder, and Beverly Gilmore, as follows: Compensatory damages of \$314,000.00; Punitive damages against Richard Brown, \$10,000.00; Jack Hendrix, \$7,500.00; and Jerry Snyder, \$5,000.00; Injunctive relief as set forth in the Entry Approving Proposed Plan for Injunctive Relief issued this same day; Costs and attorney's fees consistent with 42 U.S.C. §§ 1988 and 1997e(d); and Post judgment interest in accordance with 28 U.S.C. § 1961. Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson on 3/4/2019. (DMW) (Entered: 03/04/2019)
03/18/2019	<u>295</u>	NOTICE of Submission of Bill of Costs, filed by Plaintiff AARON ISBY–ISRAEL, re <u>294</u> Closed Judgment. (Attachments: # <u>1</u> Exhibit A – Bill of Costs and Itemization for Same) (Kelley, Daniel) Modified on 3/19/2019 to correct event(DMW). (Entered: 03/18/2019)
03/25/2019	<u>296</u>	RESPONSE in opposition to bill of costs [dkt.no. 295], filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER, JAMES WYNN. (Arthur, David) (Entered: 03/25/2019)
04/01/2019	<u>297</u>	REPLY in Support of Motion re <u>295</u> IN SUPPORT OF BILL OF COSTS, filed by Plaintiff AARON ISBY–ISRAEL. (Kile–Maxwell, Emily) (Entered: 04/01/2019)
04/02/2019	<u>298</u>	NOTICE OF APPEAL as to <u>294</u> Closed Judgment, filed by Defendants RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER. (Filing fee \$505, receipt number 0756–5363688) (Arthur, David) (Entered: 04/02/2019)
04/02/2019	<u>299</u>	DOCKETING STATEMENT by RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER re <u>298</u> Notice of Appeal (Arthur, David) (Entered: 04/02/2019)
04/02/2019	<u>300</u>	PARTIES' SHORT RECORD re <u>298</u> Notice of Appeal – Instructions for Attorneys/Parties attached. (copy mailed to plaintiff) (LBT) (Entered: 04/02/2019)
04/02/2019	<u>301</u>	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>298</u> Notice of Appeal. – for Court of Appeals Use Only. (LBT) (Entered: 04/02/2019)
04/02/2019	<u>302</u>	USCA Case Number 19–1590 for <u>298</u> Notice of Appeal filed by BEVERLY GILMORE, JERRY SNYDER, JACK HENDRIX, RICHARD BROWN. (MAT) (Entered: 04/02/2019)
04/05/2019	<u>303</u>	SEVENTH CIRCUIT TRANSCRIPT INFORMATION SHEET by RICHARD BROWN, BEVERLY GILMORE, JACK HENDRIX, JERRY SNYDER for proceedings held on 9/25/18–9/26/18 before Judge Hon., Jane E. Magnus-Stinson, re <u>298</u> Notice of Appeal (Arthur, David) (Entered: 04/05/2019)
04/09/2019	<u>304</u>	ORDER DIRECTING PAYMENT OF REQUESTED COSTS – The defendants shall pay the costs in the amount of \$16,843.98 as requested by plaintiff in his Bill of Costs, filed on March 18, 2019. Dkt. <u>295</u> . (See Order.) Copy to Plaintiff via U.S. Mail. Signed by Judge Jane Magnus-Stinson on 4/9/2019. **Emailed to USCA re #19–1590** (DMW) Modified on 4/10/2019 (MAT). (Entered: 04/09/2019)
02/11/2020	<u>305</u>	NOTICE of Change of Attorney Information. Consistent with Local Rule 5–3, Emily A. Kile–Maxwell hereby notifies the Clerk of the court of changed contact information. (Kile–Maxwell, Emily) (Entered: 02/11/2020)
02/11/2020	<u>306</u>	NOTICE of Change of Attorney Information. Consistent with Local Rule 5–3, Jason Rauch hereby notifies the Clerk of the court of changed contact information. (Rauch, Jason) (Entered: 02/11/2020)

02/11/2020	<u>307</u>	NOTICE of Change of Attorney Information. Consistent with Local Rule 5-3, Daniel R. Kelley hereby notifies the Clerk of the court of changed contact information. (Kelley, Daniel) (Entered: 02/11/2020)
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