

***** PUBLIC DOCKET *****

MANDATE,RC,PROSE

**U.S. District Court
Southern District of Indiana (Indianapolis)
CIVIL DOCKET FOR CASE #: 1:12-cv-00443-JMS-DKL**

THOMAS v. WOLFE et al
Assigned to: Judge Jane Magnus-Stinson
Referred to: Magistrate Judge Denise K. LaRue
Case in other court: 7th Circuit, 12-02902 - Mandate
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/04/2012
Jury Demand: Plaintiff
Nature of Suit: 555 Prisoner Petitions -
Prison Condition
Jurisdiction: Federal Question

Plaintiff**LEONARD THOMAS**

represented by **LEONARD THOMAS**
175876
NEW CASTLE - CF
NEW CASTLE CORRECTIONAL
FACILITY - Inmate Mail/Parcels
1000 Van Nuys Road
NEW CASTLE, IN 47362
PRO SE

V.

Defendant**WILLIAM H. WOLFE**
MD

represented by **Adriana Katzen**
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Defendant

VANESSA G. SUFFOLETTA
ND

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Defendant

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Recruited Counsel

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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/04/2012	<u>1</u>	COMPLAINT against LINDA ASHBY, JEFF D. BALLENGER, MARY BLOMQUIST, KELLI BOTAM, KEITH BUTTS, ANDREW COLE, CASEY COOPERRIDER, MANDI I. CURTIS, DANNY FOUNTAIN, BRANDON FRAZEE, LISA P. GIBSON, YVONNE GOODSON, BRUCE HELMING, AMBER HEUSTON, KYLE KARKOSKY, CYNTHIA MARTINEZ, CARLA I. MULLINS, VICKI POOTE, JOHN SAFFORD, WAYNE SCAIFE, KATHY SPEARS, VANESSA G. SUFFOLETTA, STACY TRACY, ROSE VAISVILAS, DEBORAH K. WALLEN, CARRIE WELDER, CHAD WINFREY, WILLIAM H. WOLFE, filed by LEONARD THOMAS. (Attachments: # <u>1</u> Complaint Continued, # <u>2</u> Exhibits 1-41, # <u>3</u> Exhibits 42-100, # <u>4</u> Exhibits 101-119, # <u>5</u> Exhibits 120-130)(MSD) (Entered: 04/10/2012)
04/04/2012	<u>2</u>	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff LEONARD THOMAS. (Attachments: # <u>1</u> Transaction History)(MSD) (Entered: 04/10/2012)
04/04/2012	<u>3</u>	MOTION to Request for Service of Process by United States Marshal's Service, filed by Plaintiff LEONARD THOMAS. (Attachments: # <u>1</u> USMS Proposed Receipt and Return)(MSD) (Entered: 04/10/2012)
04/04/2012	<u>4</u>	MOTION to Appoint Counsel, filed by Plaintiff LEONARD THOMAS. (Attachments: # <u>1</u> Misc. Attorney Letters)(MSD) (Entered: 04/10/2012)

04/10/2012	5	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (MSD) (Entered: 04/10/2012)
04/12/2012	6	Letter dated 4/9/2012 from LEONARD THOMAS. (JKS) (Entered: 04/12/2012)
04/12/2012	7	ORDER Concerning Selected Matters - The plaintiff's request to be supplied with a copy of each of the documents entered on the clerk's docket 6 is granted. A copy of the requested materials shall be included with the distribution of this Entry. The clerk shall update the plaintiff's address as shown in the distribution portion of this Entry. The plaintiff's request for the service of process by the United States Marshals Service 3 is denied as unnecessary. The plaintiff's request to proceed in forma pauperis 2 is granted. He is assessed an initial partial filing fee of \$8.40 and shall have through May 3, 2012, in which to pay that sum to the clerk of the district court. The motion to appoint counsel 4 is denied as premature. (copy to Plaintiff via US Mail). Signed by Judge Jane Magnus-Stinson on 4/12/2012. (JKS) (Entered: 04/13/2012)
04/26/2012	8	CONSENT to Jurisdiction by US Magistrate Judge by LEONARD THOMAS. (Attachments: # 1 Cover Letter)(JKS) (Entered: 04/27/2012)
05/31/2012	9	ENTRY and ORDER Directing Dismissal of Action - This cause is dismissed for failure to prosecute, a disposition based on the plaintiff's failure to pay the initial partial filing fee as directed in the Entry of April 12, 2012. Judgment dismissing this action without prejudice shall now issue. Signed by Judge Jane Magnus-Stinson on 5/31/2012. (copy to Plaintiff via US Mail) (JKS) (Entered: 05/31/2012)
05/31/2012	10	CLOSED JUDGMENT - The court, having this day made its 9 Entry, IT IS NOW ADJUDGED that this cause of action is dismissed without prejudice. Signed by Judge Jane Magnus-Stinson on 5/31/2012. (copy to Plaintiff via US Mail) (JKS) (Entered: 05/31/2012)
06/12/2012	11	Letter dated 6/11/2012 from LEONARD THOMAS (Attachments: # 1 letter, copy of Court Entry, Trust Account Information) (JKS) (Entered: 06/12/2012)
07/09/2012	12	Letter from LEONARD THOMAS. (JKS) (Entered: 07/10/2012)
08/01/2012	13	ENTRY Directing Further Proceedings: There are three requirements to a valid notice of appeal. These are: (1) identification of the party taking the appeal; (2) designation of the judgment or order being appealed; and (3) identification of the court to which the appeal is taken. Smith v. Grams, 565 F.3d 1037, 1041 (7th Cir. 2009) (citing Fed. R.App. P. 3(c)(1)). The plaintiff shall have through August 15, 2012, in which to file an amended notice of appeal, if that is his choice, which satisfies the requirements noted above. A copy of docket #11 shall be included with the plaintiff's copy of this Entry (Copy mailed to Pltf via US Mail). Signed by Judge Jane Magnus-Stinson on 8/1/2012.(SWM) (Entered: 08/01/2012)
08/15/2012	14	NOTICE OF APPEAL as to 9 EntryOrder, 10 Closed Judgment, 7 Order on

		Motion for Leave to Proceed in forma pauperis, Order on Motion to Appoint Counsel, 13 Entry, filed by Plaintiff LEONARD THOMAS. (TMA) (Entered: 08/16/2012)
08/16/2012	15	SEVENTH CIRCUIT APPEAL INFORMATION SHEET re 14 Notice of Appeal - Instructions for Attorneys - Parties' Short Record, Instructions, and Designation of Record information attached. C/M (TMA) (Entered: 08/16/2012)
08/16/2012	16	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re 14 Notice of Appeal. - for Court of Appeals Use Only. (TMA) (Entered: 08/16/2012)
08/16/2012	17	USCA Case Number 12-2902 for 14 Notice of Appeal filed by LEONARD THOMAS. (Attachments: # 1 PLRA Fee Notice and Order) (TMA) (Entered: 08/16/2012)
09/21/2012	18	MOTION for Leave to Appeal in forma pauperis, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 USCA Transfer Order) (TMA) (Entered: 09/21/2012)
09/24/2012	19	ORDER denying 18 Motion for Leave to Appeal in forma pauperis. Signed by Judge Jane Magnus-Stinson on 9/24/2012. Copy via US Mail to Plaintiff. (cc: USCA re: CA #12-2902.) (TMA) (Entered: 09/24/2012)
11/16/2012	20	Certified and Transmitted Record on Appeal to US Court of Appeals, via email, re 14 Notice of Appeal. (Attachments: # 1 Notice to Transmit Record) (TMA) (Entered: 11/16/2012)
11/19/2012	21	Appeal Remark re 14 Notice of Appeal : Long record received and docketed by the USCA. (TMA) (Entered: 11/19/2012)
12/11/2012	22	ORDER of USCA as to 14 Notice of Appeal filed by LEONARD THOMAS - IT IS ORDERED that the motion for leave to proceed on appeal in forma pauperis is GRANTED. The district court is instructed to assess an initial partial filing fee for the appeal and to notify this court when the partial fee has been collected. (TMA) (Entered: 12/11/2012)
02/14/2013	23	ENTRY - The plaintiff's request to proceed on appeal proceed in forma pauperis has been granted in No. 12-2902 and this court is to assess an initial partial appellate fee. The assessment of an initial partial appellate fee is not feasible. No assessment is made. Signed by Judge Jane Magnus-Stinson on 2/14/2013. Copy via US Mail to Plaintiff. (cc: USCA) (TMA) (Entered: 02/14/2013)
03/13/2013	24	MOTION to Appoint Counsel, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Attachments) (TMA) (Entered: 03/14/2013)
05/13/2013	25	ENTRY - The plaintiff filed a second verified motion for appointment of appellate counsel in both this Court and the Court of Appeals. The Seventh Circuit denied the plaintiff's request on April 1, 2013, finding that the assistance of counsel is not necessary given the narrow issue under review.

		Given the Seventh Circuit's ruling, no further action by this Court is necessary or appropriate. The clerk is directed to administratively terminate the pending motion [Dkt. 24] on the docket. Signed by Judge Jane Magnus-Stinson on 5/13/2013. (copy to Plaintiff via US Mail) (JKS) (Entered: 05/13/2013)
04/04/2014	26	MANDATE of USCA as to 14 Notice of Appeal filed by LEONARD THOMAS (USCA #12-2902) - We VACATE the dismissal and REMAND the case for further proceedings. (JLM) (Entered: 04/04/2014)
04/08/2014	27	ENTRY: Consistent with the Court of Appeals mandate issued in Case No. 12-2902, the plaintiff shall have through April 24, 2014, in which to show cause why the initial partial filing fee assessed on April 12, 2012, was not paid. Signed by Judge Jane Magnus-Stinson on 4/8/2014. Copy sent via US Mail.(DW) (Entered: 04/08/2014)
04/08/2014	28	ENTRY Discussing Complaint and Directing Further Proceedings: The plaintiff is directed to supplement his complaint with a statement of claims. This statement must be filed by May 1, 2014. The clerk is directed to include a copy of the complaint [dkt. 1 and 1-1] along with the plaintiff's copy of this Entry ***SEE ENTRY FOR ADDITIONAL INSTRUCTIONS***. Signed by Judge Jane Magnus-Stinson on 4/8/2014. Copy of Entry and Complaint sent via US Mail.(DW) (Entered: 04/08/2014)
04/24/2014	29	MOTION for a Status Hearing Following an Appeal, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Envelope)(JKS) (Entered: 04/25/2014)
04/29/2014	30	ENTRY: The plaintiff's motion for a status hearing following an appeal [dkt. 29] is denied as unnecessary. The Court previously directed further proceedings consistent with the Seventh Circuit's Mandate. The clerk is directed to include a copy of the Entries directing further proceedings issued on April 8, 2014, [dkt. 27 and 28] along with the plaintiff's copy of this Entry. The clerk is directed to update the plaintiff's address consistent with the distribution portion of this Entry. Copies to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 4/29/2014. (SWM) (Entered: 04/29/2014)
05/23/2014	31	ENTRY and ORDER TO SHOW CAUSE: The plaintiff shall have through June 10, 2014, in which to comply with the directions issued in the Entries of April 8, 2014, and to show cause why this action should not be dismissed for failure to prosecute. Failure to properly comply with this Entry will result in the dismissal of this action without further notice to the plaintiff ***SEE ENTRY FOR ADDITIONAL INFORMATION***. Signed by Judge Jane Magnus-Stinson on 5/23/2014. Copy sent via US Mail.(DW) (Entered: 05/23/2014)
05/27/2014	32	Letter regarding Filings With the Court, from LEONARD THOMAS. (Attachments: # 1 Envelope) (JKS) (Entered: 05/28/2014)
06/02/2014	33	MOTION for Extension of Time to Respond to the Initial Partial Filing Fee and Supplemental Complaint with a Statement of Claim, re 28 Entry and 27 Entry, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Envelope)

		(JKS) (Entered: 06/03/2014)
06/05/2014	34	ORDER granting Plaintiff's 33 Motion for Extension of Time. The plaintiff shall have through July 10, 2014, in which to comply with the directions issued in the Entries of April 8, 2014, and to show cause why this action should not be dismissed for failure to prosecute. No further delays will be tolerated. The plaintiff is again warned that his repeated failure to properly comply with this Court ordered deadlines will result in the dismissal of this action without further notice to the plaintiff. Copy mailed. Signed by Judge Jane Magnus-Stinson on 6/5/2014. (MAC) (Entered: 06/05/2014)
06/11/2014	36	CONSENT to Prisoner E-Service by LEONARD THOMAS. Pursuant to General Order 2013-1, documents submitted by LEONARD THOMAS to the court for filing will generate a Notice of Electronic Filing that will constitute official service upon registered users of CM/ECF. If any parties to the case are not registered CM/ECF users, the Clerk of the Court will mail the document via U.S. Postal Service on behalf of the inmate. NOTE: The E-Filing Program does not affect the obligation of other parties to serve copies of documents in accordance with the Federal Rules of Civil Procedure. (SWM) (Entered: 06/19/2014)
06/11/2014	37	RESPONSE re 31 Order to Show Cause, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Entry and Order to Show Cause, # 2 Letter, # 3 Official Certificate of Prisoner Account, # 4 Offender Trust Fund System Transaction History Inquiry, # 5 Certificate of Service)(SWM) (Entered: 06/19/2014)
06/13/2014	35	RESPONSE, re 31 Order to Show Cause, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Affidavit of Special Circumstances, # 2 Exhibits - Letter dated 10/2/2012, Certificate of Prisoner Account and Offender Trust History Inquiry, # 3 Envelope)(DW) (Entered: 06/16/2014)
08/05/2014	38	ENTRY Discussing Complaint and Directing Further Proceedings: Plaintiff Leonard Thomas's failure to timely pay the initial partial filing fee as directed in the Entry of April 12, 2012, has been explained and the order to show cause issued on April 8, 2014, [dkt. 27] is satisfied. This action shall now be screened as required by 28 U.S.C. § 1915A. The claims against these following twenty defendants are legally insufficient: Keith Butts, Bruce Helming, Wayne Scaife, Lisa P. Gibson, Rose Vaisvilas, Vicki Poore, Kim Simpson, Carla Mullins, Amber-Heuston, Mandi I, Kathy Spears, Stacy Tracy, Melissa D. Perry, Kelli Beram, Jeff Ballenger, John Stafford, Cynthia Martinez, Lt. Chad Winfrey, Officers Kyle Karkosky, Brandon Fazee, and Sgt. Casey Cooperider. These defendants must be dismissed. The clerk is designated, pursuant to Fed. R. Civ. P. 4(c)(3), to issue and serve process on the remaining defendants, 1) Doctor William H. Wolfe; 2) Nurse Practitioner Vanessa G. Suffoletta; 3) Nurse Mary Blomquist; 4) Nurse Wallen; 5) Nurse Lindy Ashby; 6) Medical Records Clerk Yvonne Goodson; 7) Andrew Cole; and 8) Counselor Fountain in the manner specified by Fed. R. Civ. P. 4 (d)(1). Process shall consist of the complaint [dkt. 1], applicable forms and this Entry. No partial final judgment shall issue at this time as to the claims resolved in

		this Entry. If Thomas believes that additional claims were alleged in the complaint, but not identified by the Court and that those claims should proceed in this action, he should notify the Court of this fact by no later than August 20, 2014 (see Entry for additional information). Copy to Plaintiff, Doctor William H. Wolfe, Nurse Practitioner Vanessa G. Suffoletta, Nurse Mary Blomquist, Nurse Wallen, Nurse Lindy Ashby, Yvonne Goodson, Andrew Cole and Counselor Fountain via US Mail. Signed by Judge Jane Magnus-Stinson on 8/5/2014.(SWM) (Entered: 08/05/2014)
08/05/2014	39	NOTICE of Lawsuit & Waiver Issued by Clerk. (SWM) (Entered: 08/05/2014)
08/11/2014	40	WAIVER OF SERVICE Returned Executed ANDREW COLE waiver sent on 8/5/2014. (Attachments: # 1 Envelope)(DW) (Entered: 08/12/2014)
08/13/2014	41	NOTICE of Appearance by Jeb Adam Crandall on behalf of Defendants MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Crandall, Jeb) (Entered: 08/13/2014)
08/13/2014	42	MOTION for Extension of Time to September 11, 2014 <i>to Respond to Civil Rights Complaint</i> , filed by Defendants MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Text of Proposed Order Granting Motion for Extension of Time to Respond to Civil Rights Complaint) (Crandall, Jeb) (Entered: 08/13/2014)
08/13/2014	43	NOTICE of Appearance by Crystal D. Pulley on behalf of Defendants MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Pulley, Crystal) (Entered: 08/13/2014)
08/13/2014	44	Mail Returned as undeliverable. 39 NOTICE of Lawsuit & Waiver Issued by Clerk sent to WILLIAM H. WOLFE. (SWM) (Entered: 08/13/2014)
08/13/2014	45	Mail Returned as undeliverable. 39 NOTICE of Lawsuit & Waiver Issued by Clerk sent to LINDA ASHBY. (SWM) (Entered: 08/13/2014)
08/13/2014	46	Mail Returned as undeliverable. 39 NOTICE of Lawsuit & Waiver Issued by Clerk sent to VANESSA G. SUFFOLETTA. (SWM) (Entered: 08/13/2014)
08/13/2014	47	Mail Returned as undeliverable. 39 NOTICE of Lawsuit & Waiver Issued by Clerk sent to MARY BLOMQUIST. (SWM) (Entered: 08/13/2014)
08/14/2014	48	ORDER granting Defendants' 42 Motion for Extension of Time to File response to complaint to 9/11/2014. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 8/14/2014. (SWM) (Entered: 08/14/2014)
08/18/2014	49	NOTICE of Appearance by Jeb Adam Crandall on behalf of Defendant LINDA ASHBY. (Crandall, Jeb) (Entered: 08/18/2014)
08/18/2014	50	NOTICE of Appearance by Crystal D. Pulley on behalf of Defendant LINDA ASHBY. (Pulley, Crystal) (Entered: 08/18/2014)

08/20/2014	51	WAIVER OF SERVICE Returned Executed DANNY FOUNTAIN waiver sent on 8/5/2014. (Attachments: # 1 Envelope)(SWM) (Entered: 08/21/2014)
08/28/2014	52	MOTION to Appoint Counsel, filed by Plaintiff LEONARD THOMAS. (SWM) (Entered: 08/29/2014)
08/28/2014	53	NOTICE of Change of Address, filed by Plaintiff LEONARD THOMAS (SWM) (Entered: 08/29/2014)
08/29/2014	54	MOTION to Appoint Counsel, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Envelope)(JKS) (Entered: 09/03/2014)
09/09/2014	55	ENTRY: The plaintiff's motions for appointment of counsel [dks. 52 and 54] are denied without prejudice as premature ***SEE ENTRY FOR ADDITIONAL INFORMATION***. Signed by Judge Jane Magnus-Stinson on 9/9/2014. (DW) (Entered: 09/09/2014)
09/11/2014	56	<i>Defendants, William Wolfe, Deborah Wallen, Yvonne Goodson, Mary Blomquist, R.N., Vanessa Suffoletta, N.P., and Linda Ashby, R.N.'s</i> ANSWER to 1 Complaint (<i>Civil Rights</i>), filed by LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE.(Pulley, Crystal) (Entered: 09/11/2014)
10/01/2014	57	MOTION to Appoint Counsel, filed by Plaintiff LEONARD THOMAS. (SWM) (Entered: 10/01/2014)
10/03/2014	58	NOTICE of Appearance by Robert C. Allega on behalf of Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 10/03/2014)
10/03/2014	59	ANSWER to 1 Complaint <i>AND DEFENSES</i> , filed by ANDREW COLE, DANNY FOUNTAIN.(Allega, Robert) (Entered: 10/03/2014)
10/06/2014	60	NOTICE of Appearance by William M. Horne on behalf of Defendants ANDREW COLE, DANNY FOUNTAIN. (Horne, William) (Entered: 10/06/2014)
10/06/2014	61	ENTRY Directing Development of Statute of Limitations Defense and Setting Pretrial Schedule (see Entry). Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 10/6/2014.(SWM) (Entered: 10/06/2014)
10/06/2014	62	MOTION to Appoint Counsel, filed by Plaintiff LEONARD THOMAS. (SWM) (Entered: 10/06/2014)
10/08/2014	63	Renewed MOTION to Appoint Counsel, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Envelope)(DW) (Entered: 10/09/2014)
11/04/2014	64	NOTICE <i>To The Court Regarding Statute of Limitations Defense</i> , filed by Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE (Pulley, Crystal) (Entered: 11/04/2014)

11/17/2014	65	MOTION for Extension of Time to December 2, 2014 , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Proposed Order) (Allega, Robert) (Entered: 11/17/2014)
11/18/2014	66	ORDER granting 65 Motion for Extension of Time - Defendants Cole and Fountain shall have until December 2, 2014, to file a dispositive motion regarding the statute of limitations defense, to provide the other parties with a preliminary witness list, and to provide the other parties with documents they intend to use to prove their case. Signed by Judge Jane Magnus-Stinson on 11/18/2014. (JKS) (Entered: 11/18/2014)
11/21/2014	67	SCHEDULING ORDER-TELEPHONIC Status Conference set for 12/11/2014 at 10:00 AM before Magistrate Judge Denise K. LaRue to check the status and discuss Plaintiff's request for counsel. Signed by Magistrate Judge Denise K. LaRue on 11/21/2014.(CBU) (Entered: 11/21/2014)
12/02/2014	68	NOTICE OF WITHDRAWAL OF DEFENSE, filed by Defendants ANDREW COLE, DANNY FOUNTAIN (Allega, Robert) (Entered: 12/02/2014)
12/02/2014	69	MOTION for Judgment on the Pleadings <i>Regarding All Claims That Occurred Prior to April 4, 2010</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 12/02/2014)
12/03/2014	70	BRIEF/MEMORANDUM in Support re 69 MOTION for Judgment on the Pleadings <i>Regarding All Claims That Occurred Prior to April 4, 2010</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 12/03/2014)
12/11/2014	71	MINUTE ENTRY and ORDER for proceedings held before Magistrate Judge Denise K. LaRue: Status Conference held on 12/11/2014 - The parties discussed Plaintiff's motions for appointment of counsel and reviewed the pretrial schedule. This discussion led the Court to conclude that given the difficulty of this case, plaintiff is not competent to litigate it himself. Accordingly, the motions for appointment of counsel [dks. 57 , 62 , and 63] are granted. The court will attempt to recruit counsel to assist Thomas in this civil action. All deadlines were stayed pending recruitment of counsel. Signed by Magistrate Judge Denise K. LaRue. (REO) (Entered: 12/11/2014)
12/30/2014	72	ENTRY REQUESTING APPEARANCE OF COUNSEL PURSUANT TO LOCAL RULE 4-6 AND DIRECTING FURTHER PROCEEDINGS. Mr. Nicholas Baker is requested to represent the plaintiff Leonard Thomas in the above action. This representation shall continue until final judgment is entered unless otherwise modified by written order. The Court requests that Mr. Baker enter his appearance at his earliest convenience. Following the appearance of counsel, the magistrate judge is requested to hold a pretrial conference to set deadlines for the further development of this action. Signed by Judge Jane Magnus-Stinson on 12/30/2014. Copy sent to Mr. Nicholas Baker via U.S. Mail. (BGT) (Entered: 12/30/2014)
01/12/2015	73	NOTICE of Appearance by Nicholas F. Baker on behalf of Plaintiff LEONARD THOMAS. (Baker, Nicholas) (Entered: 01/12/2015)

01/12/2015	74	SCHEULING ENTRY - This matter is scheduled for a telephone status conference on WEDNESDAY, FEBRUARY 4, 2015, AT 10:00 A.M., EASTERN. The purpose of the conference is to discuss case status and establish case management deadlines. Counsel will receive call-in information for the conference via separate email notification. Signed by Magistrate Judge Denise K. LaRue on 1/12/2015.(MGG) (Entered: 01/12/2015)
02/04/2015	76	MINUTE ENTRY for proceedings held before Magistrate Judge Denise K. LaRue: Status Conference held on 2/4/2015 - Parties discussed case status and discovery. prior to the conference, Attorney Baker contacted Court Staff stating that he intended to notify the Magistrate Judge that his client, Leonard Thomas, had stated that he no longer wanted Attorney Baker to represent him in this action. Given this information, the Court undertook efforts to make Mr. Thomas available to participate in this telephonic status conference. Unit Team Manager, Mr. Lowry, explained on the record that two of his staff members attempted to transport Mr. Thomas so that he could participate in the call, but that Mr. Thomas refused to leave his cell. Mr. Lowry then disconnected from the call. Attorney Baker then formally requested that he be permitted to withdraw as counsel in this action. Attorney Baker's request was granted. The clerk is directed to update the docket to reflect that plaintiff Leonard Thomas is once again proceeding in this action pro se. The stay imposed pending recruitment of counsel [dkt. 71] is now lifted. The plaintiff is notified that he has through March 3, 2015, in which to respond to the defendants' motion for judgment on the pleadings filed December 2, 2014. Signed by Magistrate Judge Denise K. LaRue. (Copy mailed to Plaintiff) (Court Reporter Cathy Jones.)(REO) (Entered: 02/04/2015)
02/05/2015	77	MOTION to Modify <i>Pretrial Schedule</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Proposed Order)(Allega, Robert) (Entered: 02/05/2015)
02/13/2015	78	MOTION to Withdraw Attorney Appearance of <i>William M. Horne</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Text of Proposed Order)(Horne, William) (Entered: 02/13/2015)
02/17/2015	79	MOTION to Reconsider, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Various Documents)(SWM) (Entered: 02/17/2015)
02/17/2015	80	ORDER granting 78 Motion to Withdraw Attorney Appearance. Attorney William M. Horne withdrawn. Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 2/17/2015. (SWM) (Entered: 02/17/2015)
02/18/2015	81	ENTRY Discussing Schedule and Motion to Reconsider: The motion for extension of time filed by defendants Andrew Cole and Danny Fountain [dkt. 77] is granted. The Pretrial Schedule in this case is modified as follows: 1. The deadline for parties to complete discovery is extended until June 5, 2015. 2. The deadline for parties to file dispositive motions is extended until August 14, 2015. Given the fact that this case was originally filed in 2012, no further extensions of time should be anticipated. The plaintiff's motion to reconsider has been considered. The plaintiff specially requests reconsideration of

		Magistrate Judge LaRue's observation in the Order of February 4, 2015, that "no other attorney will be called upon by the Court to represent Mr. Thomas in this action." Dkt. 76. The motion to reconsider [dkt. 79] is denied (see Entry for additional information). Signed by Judge Jane Magnus-Stinson on 2/18/2015.(SWM) (Entered: 02/18/2015)
02/24/2015	82	Supplemental MOTION and Affidavit in Support of Plaintiff's Motion to Show Cause, filed by Plaintiff LEONARD THOMAS. Certificate of Service. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J) (BGT) (Entered: 02/25/2015)
03/03/2015	83	AFFIDAVIT in Support of Plaintiff's 82 Supplemental MOTION and Affidavit in Support of Plaintiff's Motion to Show Cause, filed by Plaintiff LEONARD THOMAS. Certificate of Service. (Attachments: # 1 Various Exhibits) (BGT) (Entered: 03/06/2015)
04/06/2015	84	MOTION for Extension of Time to <i>Submit Expert Witness Disclosures</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Proposed Order)(Allega, Robert) (Entered: 04/06/2015)
04/09/2015	85	ORDER granting 84 Motion for Extension of Time. State Defendants shall have up to and including June 5, 2015, to submit their expert witness disclosures. Plaintiff shall have up to and including July 5, 2015, to file any rebuttal expert witness reports. Signed by Judge Jane Magnus-Stinson on 4/9/2015. (DW) (Entered: 04/09/2015)
04/10/2015	86	Entry Granting Defendants Cole and Fountain's Unopposed Partial Motion for Judgment on the Pleadings: For these reasons, the unopposed motion for judgment on the pleadings [dkt. 69] is granted such that the plaintiff may not recover any damages for claims which accrued prior to March 15, 2010. In addition, the March 15, 2012 date may well be relevant to the scope of discovery, but such determination must be made on a request by request basis. Signed by Judge Jane Magnus-Stinson on 4/10/2015. (DW) (Entered: 04/10/2015)
04/10/2015	87	Entry Discussing Plaintiff's Second Motion to Reconsider: This second motion to reconsider [dkt. 82] is denied ***SEE ENTRY FOR ADDITIONAL INFORMATION***. Signed by Judge Jane Magnus-Stinson on 4/10/2015. (DW) (Entered: 04/10/2015)
04/21/2015	88	MOTION to Withdraw Attorney Appearance , filed by Defendants MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Text of Proposed Order Granting Motion to Withdraw)(Pulley, Crystal) (Entered: 04/21/2015)
04/23/2015	89	ORDER granting 88 Motion to Withdraw Attorney Appearance. Attorney Crystal D. Pulley withdrawn as to defendants William Wolfe, Deborah Wallen, Yvonne Goodson, Mary Blomquist, R.N., and Vanessa Suffoletta, N.P. Signed by Magistrate Judge Denise K. LaRue on 4/23/2015. Copy to

		Plaintiff via U.S. Mail. (MAC) Modified on 4/24/2015 (MAC). (Entered: 04/24/2015)
05/04/2015	90	MOTION to Compel , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Exhibit A - Discovery Requests, # 2 Exhibit B - Letter)(Allega, Robert) (Entered: 05/04/2015)
05/04/2015	91	BRIEF/MEMORANDUM in Support re 90 MOTION to Compel , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 05/04/2015)
05/04/2015	92	MOTION for Extension of Time to <i>Extend Discovery Deadline</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Proposed Order)(Allega, Robert) (Entered: 05/04/2015)
05/11/2015	93	RESPONSE to Discovery Request (Production of Documents), filed by Plaintiff LEONARD THOMAS.(DW) (Entered: 05/12/2015)
05/11/2015	94	ANSWER to Interrogatories, filed by Plaintiff LEONARD THOMAS.(DW) (Entered: 05/12/2015)
05/12/2015	95	ORDER granting State Defendants' 92 Motion to extend discovery deadline. Discovery due by 7/5/2015. Signed by Judge Jane Magnus-Stinson on 5/12/2015.(SWM) (Entered: 05/12/2015)
05/13/2015	96	ENTRY Denying Motion to Compel: The defendants' motion to compel 90 is denied as moot given the plaintiff's response which includes his production of documents and answers to interrogatories. See dkts. 93 and 94. Signed by Judge Jane Magnus-Stinson on 5/13/2015. (SWM) (Entered: 05/14/2015)
06/01/2015	97	NOTICE of Appearance by Adriana Katzen on behalf of Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Katzen, Adriana) (Entered: 06/01/2015)
06/02/2015	98	MOTION <i>FOR LEAVE TO DEPOSE PRISONER</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Proposed Order) (Allega, Robert) (Entered: 06/02/2015)
06/04/2015	99	ORDER granting State Defendants' 98 Motion to Depose Prisoner. Signed by Judge Jane Magnus-Stinson on 6/3/2015. (SWM) (Entered: 06/04/2015)
06/05/2015	100	NOTICE OF STATE DEFENDANTS' DISCLOSURE, filed by Defendants ANDREW COLE, DANNY FOUNTAIN (Allega, Robert) (Entered: 06/05/2015)
06/15/2015	101	MOTION <i>To Extend the Discovery Deadline and Deadline for Filing Dispositive Motions</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Proposed Order)(Allega, Robert) (Entered: 06/15/2015)
06/16/2015	102	ORDER granting Defendant's 101 Motion To Extend the Discovery Deadline and Deadline for Filing Dispositive Motions. The parties shall have through

		August 25, 2015, in which to complete discovery and through September 25, 2015, in which to file any dispositive motion. Signed by Judge Jane Magnus-Stinson on 6/16/2015. (BGT) (Entered: 06/16/2015)
06/24/2015	103	NOTICE <i>Of Change of Deposition Date</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN (Allega, Robert) (Entered: 06/24/2015)
06/25/2015	104	NOTICE of Appearance by Vanessa Lynne Voigt on behalf of Defendants ANDREW COLE, DANNY FOUNTAIN. (Voigt, Vanessa) (Entered: 06/25/2015)
07/31/2015	105	MOTION for Court's Assistance, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Exhibits) (BGT) (Entered: 07/31/2015)
08/07/2015	106	MOTION to Strike <i>ECF 105</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 08/07/2015)
09/01/2015	107	MOTION to Correct the Motion to Compel, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Exhibit - Previously Filed Motion) (BGT) (Entered: 09/02/2015)
09/04/2015	108	ENTRY Discussing Plaintiff's Requests for a Back Brace and Medical Care. The plaintiff's request for Court's Assistance and Motion to Correct the Motion to Compel [dkt. 105 and 107] are denied. The defendants' motion to strike [dkt. 106] the plaintiff's request for Court's Assistance pursuant to Rule 12(f) of the Federal Rules of Civil Procedure is denied. Rule 12(f) applies to pleadings (as defined in Federal Rule of Civil Procedure 7(a)) not to motions. The plaintiff is responsible for filing a notice of address change when he is transferred to a new prison. He failed to do so. Accordingly, the clerk is directed to update the plaintiff's address to reflect that he is now an inmate at the Wabash Valley Correctional Facility. The plaintiff's consent to participate in the prisoner e-filing program remains in effect. Signed by Judge Jane Magnus-Stinson on 9/4/2015. (BGT) (Entered: 09/04/2015)
09/14/2015	109	MOTION to Strike <i>Plaintiff's Motion to Correct the Motion to Compel</i> , filed by Defendants MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Text of Proposed Order Granting Medical Defendants' Rule 12(F) Motion to Strike Plaintiff's Motion to Correct the Motion to Compel) (Katzen, Adriana) (Entered: 09/14/2015)
09/18/2015	110	MOTION to Reconsider Appointment of Counsel, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Exhibits)(BGT) (Entered: 09/18/2015)
09/22/2015	111	RESPONSE in Opposition re 110 MOTION to Appoint Counsel , filed by Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Katzen, Adriana) (Entered: 09/22/2015)
09/22/2015	112	RESPONSE in Opposition re 110 MOTION to Appoint Counsel (<i>AMENDED</i>), filed by Defendants LINDA ASHBY, MARY BLOMQUIST,

		YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Katzen, Adriana) (Entered: 09/22/2015)
09/25/2015	113	MOTION for Summary Judgment , filed by Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Text of Proposed Order on Defendant's Motion for Summary Judgment)(Katzen, Adriana) (Entered: 09/25/2015)
09/25/2015	114	BRIEF/MEMORANDUM in Support re 113 MOTION for Summary Judgment , filed by Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Katzen, Adriana) (Entered: 09/25/2015)
09/25/2015	115	Designation of Evidence re 113 MOTION for Summary Judgment (<i>In Support</i>), filed by Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Exhibit 1, Affidavit of Dr. William Wolfe, # 2 Exhibit 2, Affidavit of Vanessa Suffoletta, NP, # 3 Exhibit 3, Affidavit of Nurse Deborah Wallen, # 4 Exhibit 4, Affidavit of Nurse Mary Blomquist, # 5 Exhibit 5, Affidavit of Nurse Linda Ashby, # 6 Exhibit 6, Affidavit of MR Clerk Yvonne Goodson, # 7 Exhibit 7, Plaintiff's Medical Records from IDOC, # 8 Exhibit 8, Plaintiff's Request for Healthcare Forms from IDOC, # 9 Exhibit 9, Plaintiff's Laboratory Records from IDOC, # 10 Exhibit 10, Plaintiff's Disciplinary Records from IDOC, # 11 Exhibit 11, Plaintiff's Deposition dated July 13, 2015)(Katzen, Adriana) (Entered: 09/25/2015)
09/25/2015	116	MOTION for Summary Judgment , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 09/25/2015)
09/25/2015	117	BRIEF/MEMORANDUM in Support re 116 MOTION for Summary Judgment , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 09/25/2015)
09/25/2015	118	Designation of Evidence re 116 MOTION for Summary Judgment , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Exhibit A: Declaration of Andrew Cole, # 2 Exhibit A-1: OIS: Location History for Thomas, # 3 Exhibit B: Declaration of Danny Fountain, # 4 Exhibit C: Email from Tena Niblett forwarded to various staff from Captain Councillar on October 29, 2011, # 5 Exhibit D: Thomas' Deposition Excerpts p. 17, 32, 54, 56, 57, # 6 Exhibit E: Screening Order [ECF 38], # 7 Exhibit F: Certification of Records for Exhibit C)(Allega, Robert) (Entered: 09/25/2015)
09/25/2015	119	NOTICE REGARDING RIGHT TO RESPOND TO AND SUBMIT EVIDENCE IN OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, filed by Defendants ANDREW COLE, DANNY FOUNTAIN, re 116 MOTION for Summary Judgment . (Allega, Robert) (Entered: 09/25/2015)
09/28/2015	120	NOTICE from Prison that Plaintiff is no longer at Westville. (BGT) Modified on 9/30/2015 (BGT). (Entered: 09/29/2015)

10/23/2015	121	MOTION for 30-day Extension of Time to File Response re 113 and 116 MOTIONS for Summary Judgment, filed by Plaintiff LEONARD THOMAS. (BGT) (Entered: 10/26/2015)
10/28/2015	122	ENTRY Concerning Selected Matters. The defendants' motion to strike the plaintiff's motion to correct the motion to compel [dkt. 109] is denied as moot. The plaintiff's third motion to reconsider the appointment of counsel [dkt. 110] is denied for the reasons set forth in the Entries of February 18, 2015, and April 10, 2015. The plaintiff's motion for time to respond to the defendants' motions for summary judgment [dkt. 121] is granted. The plaintiff shall have through November 30, 2015, in which to file his response in opposition to the defendants' motions for summary judgment. Signed by Judge Jane Magnus-Stinson on 10/28/2015. (BGT) (Entered: 10/28/2015)
11/24/2015	123	MOTION for Extension of Time (30 Days) to File Response re 116 MOTION for Summary Judgment and 113 MOTION for Summary Judgment, filed by Plaintiff LEONARD THOMAS. c/s (GSO) (Entered: 11/24/2015)
11/30/2015	124	ORDER granting Plaintiff's 123 Motion for Extension of Time to File Response to 12/30/2015 re 113 and 116 MOTIONS for Summary Judgment. Signed by Judge Jane Magnus-Stinson on 11/30/2015. (BGT) (Entered: 12/01/2015)
11/30/2015	127	MOTION to Appoint Counsel, filed by Plaintiff LEONARD THOMAS. (BGT) (Entered: 12/04/2015)
11/30/2015	128	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff LEONARD THOMAS. (BGT) (Entered: 12/04/2015)
12/02/2015	125	NOTICE of Appearance by Kelly J. Pautler on behalf of Defendants ANDREW COLE, DANNY FOUNTAIN. (Pautler, Kelly) (Entered: 12/02/2015)
12/02/2015	126	RESPONSE in Opposition re 113 MOTION for Summary Judgment and 116 MOTION for Summary Judgment, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Appendix, # 2 Appendix - Part 1, # 3 Appendix - Part 2, # 4 Appendix - Part 3, # 5 Appendix - Part 4, # 6 Appendix - Part 5, # 7 Appendix - Part 6, # 8 Appendix - Part 7, # 9 Appendix - Part 8, # 10 Appendix - Part 9, # 11 Envelope) (BGT) (Entered: 12/04/2015)
12/08/2015	129	ENTRY. The plaintiff's motion for the appointment of counsel and motion for leave to proceed in forma pauperis have been considered. The plaintiff's fourth motion for appointment of counsel [dkt. 127] is denied for the reasons set forth in the Entries of February 18, 2015, and April 10, 2015. The motion for leave to proceed in forma pauperis [dkt. 128] is denied as unnecessary. The plaintiff was previously granted this status. See dkts. 7 and 38. Signed by Judge Jane Magnus-Stinson on 12/8/2015. (BGT) (Entered: 12/09/2015)
12/09/2015	130	Electronic Service Returned as undeliverable. NEF returned re 124 Order sent to LEONARD THOMAS. (BGT) (Entered: 12/10/2015)
12/14/2015	133	Electronic Service Returned as undeliverable. NEF returned re 129 Entry sent

		to LEONARD THOMAS. (Attachments: # 1 Envelope) (BGT) (Entered: 12/15/2015)
12/15/2015	131	MOTION for Extension of Time to File Reply re 116 MOTION for Summary Judgment , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Proposed Order)(Allega, Robert) (Entered: 12/15/2015)
12/15/2015	132	MOTION for Extension of Time to File Reply to Plaintiff's Response to Medical Defendants' Motion for Summary Judgment re 113 MOTION for Summary Judgment , filed by Defendants MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Text of Proposed Order Granting Motion for Extension of Time)(Katzen, Adriana) (Entered: 12/15/2015)
12/16/2015	134	Amended MOTION for Extension of Time to File Reply to Plaintiff's Response to Medical Defendants' Motion for Summary Judgment re 113 MOTION for Summary Judgment , filed by Defendants MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Text of Proposed Order Granting Amended Motion for Extension of Time)(Katzen, Adriana) (Entered: 12/16/2015)
12/16/2015	135	ENTRY. The State defendants' (including Andrew Cole and Danny Fountain) motion for extension of time [dkt. 131] is granted. The State defendants shall have through December 23, 2015, to file a reply in support of their motion for summary judgment. The medical defendants' (including Mary Blomquist, Yvonne Goodson, Vanessa G. Suffoletta, Deborah K. Wallen, and William H. Wolfe) motion for extension of time [dkt. 134] is granted. The medical defendants shall have through January 16, 2016, in which to file a reply in support of their motion for summary judgment. The superseded motion for time [dkt. 132] is denied as moot. Signed by Judge Jane Magnus-Stinson on 12/16/2015. Copy sent to Plaintiff via U.S. Mail. (BGT) Modified on 12/17/2015 (BGT). (Entered: 12/17/2015)
12/23/2015	136	REPLY in Support of Motion re 116 MOTION for Summary Judgment , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 12/23/2015)
12/23/2015	137	MOTION to Strike 126 Response in Opposition to Motion , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 12/23/2015)
12/23/2015	138	BRIEF/MEMORANDUM in Support re 137 MOTION to Strike 126 Response in Opposition to Motion , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 12/23/2015)
01/07/2016	139	REPLY in Support of Motion re 113 MOTION for Summary Judgment , filed by Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Katzen, Adriana) (Entered: 01/07/2016)

01/07/2016	140	Designation of Evidence re 115 Designation of Evidence (<i>Supplemental</i>), filed by Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Exhibit 12, Second Affidavit of William H. Wolfe, M.D.)(Katzen, Adriana) (Entered: 01/07/2016)
01/07/2016	141	OBJECTION to Plaintiff's Designation of Evidence by LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Katzen, Adriana) (Entered: 01/07/2016)
02/17/2016	142	CONSENT to Prisoner E-Service by LEONARD THOMAS. Pursuant to General Order 2013-1, documents submitted by LEONARD THOMAS to the court for filing will generate a Notice of Electronic Filing that will constitute official service upon registered users of CM/ECF. If any parties to the case are not registered CM/ECF users, the Clerk of the Court will mail the document via U.S. Postal Service on behalf of the inmate. NOTE: The E-Filing Program does not affect the obligation of other parties to serve copies of documents in accordance with the Federal Rules of Civil Procedure. (BGT) Modified on 2/19/2016 (BGT). (Entered: 02/18/2016)
02/17/2016	143	NOTICE of Change of Address for LEONARD THOMAS. (BGT) (Entered: 02/19/2016)
03/14/2016	144	MOTION Requesting Status of Case, filed by Plaintiff LEONARD THOMAS c/s. (Attachments: # 1 Envelope)(MAC) (Entered: 03/16/2016)
03/18/2016	145	ENTRY. The plaintiff's request for a status update [dkt. 144] is granted. The clerk is directed to include a copy of the docket sheet along with the plaintiff's copy of this Entry. Signed by Judge Jane Magnus-Stinson on 3/18/2016. (Attachments: # 1 Docket Sheet) (BGT) (Entered: 03/18/2016)
04/18/2016	146	MOTION for Jury Trial, filed by Plaintiff LEONARD THOMAS. (BGT) (Entered: 04/19/2016)
05/17/2016	147	ENTRY - The plaintiff's 146 request for a trial date is denied as premature. If the plaintiff's claims survive summary judgment this action will be set for trial. Signed by Judge Jane Magnus-Stinson on 5/17/2016. (GSO) (Entered: 05/17/2016)
06/21/2016	148	NOTICE of Change of Address for Plaintiff LEONARD THOMAS. Plaintiff LEONARD THOMAS is no longer participating in E-Service. (Attachments: # 1 Envelope) (GSO) (Entered: 06/22/2016)
07/14/2016	149	MOTION for Expert Witness, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Envelope) (GSO) (Entered: 07/15/2016)
07/15/2016	150	RESPONSE in Opposition re 149 MOTION , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Allega, Robert) (Entered: 07/15/2016)
08/01/2016	151	MOTION for the Summary Judgment Results, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Envelope) (GSO) (Entered: 08/02/2016)

09/02/2016	152	ENTRY Discussing Defendants' Motions for Summary Judgment - The plaintiff's 151 motion for a ruling is granted. The Medical Defendants' 113 motion for summary judgment is granted in part and denied in part. Nurse Deborah Wallen, Nurse Mary Blomquist, Nurse Linda Ashby and Yvonne Goodson are each entitled to judgment as a matter of law as to all claims alleged against them. The clerk is directed to update the docket to reflect that these four medical defendants have been terminated in this action. The 116 motion for summary judgment filed by State Defendants Andrew Cole and Danny Fountain is denied. The defendants' 137 motion to strike is denied. The plaintiff's 149 belated motion for expert witness is denied because there is no evident need for a court-appointed expert, to "assist the trier-of-fact to understand the evidence or decide a fact in issue," the standard under Rule 702 of the Federal Rules of Evidence. The two Eighth Amendment claims remaining for resolution are the following: Whether Doctor William H. Wolfe and Nurse Practitioner Vanessa G. Suffoletta denied Mr. Thomas a bottom range pass and, as a result, Mr. Thomas had two seizures and injured himself on the stairs; and Whether Andrew Cole and Counselor Fountain had the authority to move Mr. Thomas to a bottom range but refused to do so even after they knew of the risk of harm inherent in having a seizure on the stairs. No partial final judgment shall issue at this time as to the claims resolved in this Entry. (See Entry.) Signed by Judge Jane Magnus-Stinson on 9/2/2016. Copy sent to Plaintiff via US Mail. (GSO) (Entered: 09/02/2016)
10/05/2016	153	ORDER OF RECRUITMENT OF COUNSEL PURSUANT TO LOCAL RULE 87 FOR THE LIMITED PURPOSE OF ASSISTING WITH A SETTLEMENT CONFERENCE - CRAIG W. WILEY added. (See Order.) Copy to Plaintiff via US Mail. Signed by Judge Jane Magnus-Stinson on 10/5/2016.(BRR) (Entered: 10/05/2016)
10/06/2016	155	MOTION for Telephone Conference / Settlement Proposal, filed by Plaintiff LEONARD THOMAS. (Attachments: # 1 Envelope) (GSO) (Entered: 10/07/2016)
10/07/2016	154	SCHEDULING ENTRY: Status Conference set for 10/24/2016 09:00 AM (Eastern Time) in Telephonic before Magistrate Judge Denise K. LaRue. The purpose of the conference is to discuss a date for a settlement conference. Counsel will receive call-in information for the conference via separate email notification. Copy to Plaintiff via US Mail. Signed by Magistrate Judge Denise K. LaRue on 10/7/2016.(SWM) (Entered: 10/07/2016)
10/12/2016	156	ENTRY - The plaintiff's 155 notice filed October 6, 2016, docketed as a motion for telephonic conference is granted. A conference has been set for October 24, 2016. Signed by Judge Jane Magnus-Stinson on 10/12/2016. Copy sent to Plaintiff via US Mail. (GSO) (Entered: 10/12/2016)
11/03/2016	158	MOTION <i>to Be Excused From Personal Attendance at the November 30, 2016 Settlement Conference and to Allow a Corizon Representative to Attend Telephonically</i> , filed by Defendants LINDA ASHBY, MARY BLOMQUIST, YVONNE GOODSON, VANESSA G. SUFFOLETTA, DEBORAH K. WALLEN, WILLIAM H. WOLFE. (Attachments: # 1 Text of Proposed

		Order)(Katzen, Adriana) (Entered: 11/03/2016)
11/07/2016	159	ENTRY Discussing Settlement Conference Attendance - This action has been set for a settlement conference on November 30, 2016, with the Magistrate Judge. Now before the Court is a motion filed by William H. Wolfe and Vanessa G. Suffoletta (the "individual medical defendants"). This 158 motion is granted in part and denied in part consistent with the following. The individual medical defendants' request to be excused from personal attendance at the November 30, 2016, settlement conference is granted. The request to allow a Corizon representative to attend telephonically is denied. A Corizon representative is required to attend in person. (See Entry.) Signed by Judge Jane Magnus-Stinson on 11/7/2016. Copy sent to Plaintiff via US Mail. (GSO) (Entered: 11/08/2016)
11/09/2016	160	MINUTE ENTRY for proceedings held before Magistrate Judge Denise K. LaRue: Status Conference held on 10/24/2016 in order to schedule a settlement conference. The settlement conference will be scheduled, by separate order, for Wednesday, November 30, 2016, at 9:30 a.m. Plaintiff Leonard Thomas will participate by telephone and counsel Robert C. Allega will ensure that the necessary arrangements are made. Signed by Magistrate Judge Denise K. LaRue. Copy mailed to Pltf. (REO) (Entered: 11/09/2016)
11/09/2016	161	SCHEDULING ORDER- Settlement Conference set for 11/30/2016 at 9:30 AM (Eastern) in room #255, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Denise K. LaRue. Signed by Magistrate Judge Denise K. LaRue on 11/9/2016 (dist made)(CBU) (Entered: 11/10/2016)
11/10/2016	162	MOTION to Withdraw Attorney Appearance <i>Of Former Deputy Attorney General Kelly Pautler</i> , filed by Defendants ANDREW COLE, DANNY FOUNTAIN. (Attachments: # 1 Text of Proposed Order Granting Motion to Withdraw the Appearance of Former DAG Pautler)(Pautler, Kelly) (Entered: 11/10/2016)
11/15/2016	163	ORDER granting 162 Motion to Withdraw Attorney Appearance. Attorney Kelly J. Pautler withdrawn as counsel on behalf of the defendants. Signed by Magistrate Judge Denise K. LaRue on 11/15/2016 (dist made) (CBU) (Entered: 11/16/2016)
11/22/2016	164	NOTICE of Appearance by David A. Arthur on behalf of Defendants ANDREW COLE, DANNY FOUNTAIN. (Arthur, David) (Entered: 11/22/2016)
12/02/2016	165	MINUTE ENTRY for proceedings held before Magistrate Judge Denise K. LaRue: Settlement Conference held on 11/30/2016 - Conference concluded without resolution. This matter will be set for trial by the District Court Judge. The parties are directed to file a notice indicating how many days they anticipate the trial to take. Signed by Magistrate Judge Denise K. LaRue. (Copy mailed to pltf.) (REO) Modified on 12/2/2016 (REO). (Entered: 12/02/2016)

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