

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

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**U.S. District Court
Southern District of Indiana (Terre Haute)
CIVIL DOCKET FOR CASE #: 2:22-cv-00467-JPH-MG**

GRIFFITH v. HENDRIX et al
Assigned to: Judge James Patrick Hanlon
Referred to: Magistrate Judge Mario Garcia
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 10/20/2022
Jury Demand: Defendant
Nature of Suit: 555 Prisoner Petitions -
Prison Condition
Jurisdiction: Federal Question

Plaintiff**KYLE RAY GRIFFITH**

represented by **KYLE RAY GRIFFITH**
179323
NEW CASTLE - CF
NEW CASTLE CORRECTIONAL
FACILITY - Inmate Mail/Parcels
1000 Van Nuys Road
P.O. Box E
NEW CASTLE, IN 47362
PRO SE

V.

Defendant**CHRISTOPHER HOLCOMB**

represented by **Gustavo Angel Jimenez**
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ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/20/2022	1	COMPLAINT against ANGELISE, S. CRICHFIELD, JOHN DOES, JAY HENDRIX, C. HOLCOMB, TAWNI TEMPLETON, FRANK VANHILL, WABASH VALLEY CORRECTIONAL FACILITY, THOMAS WELLINGTON, YARBOUGH, filed by KYLE RAY GRIFFITH. (No fee paid with this filing) (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, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N, # 15 Exhibit O, # 16 Exhibit P, # 17 Exhibit Q, # 18 Exhibit R, # 19 Exhibit S, # 20 Exhibit T, # 21 Exhibit U, # 22 Exhibit V, # 23 Exhibit W, # 24 Exhibit X, # 25 Exhibit Y, # 26 Exhibit Z, # 27 Exhibit 1, # 28 Exhibit 2, # 29 Exhibit 3, # 30 Exhibit 4, # 31 Exhibit 5, # 32 Exhibit 6, # 33 Exhibit 7, # 34 Exhibit 8, # 35 Exhibit 9, # 36 Exhibit 10, # 37 Exhibit 12, # 38 Exhibit 13)(TPS) (Entered: 10/20/2022)
10/20/2022	2	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff KYLE RAY GRIFFITH. (Attachments: # 1 Exhibit)(TPS) (Entered: 10/20/2022)
10/20/2022	3	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (TPS) (Entered: 10/20/2022)
10/21/2022	4	NOTICE to Pro se Litigant - The following information is provided to pro se litigants to inform them about rules and procedures governing how they communicate with the Court. Copy to plaintiff by U.S. Mail. (MEH) (Entered: 10/21/2022)
10/27/2022	5	NOTICE OF DEFICIENCY - Your civil rights complaint has been received. You shall have through November 28, 2022, in which to correct the deficiencies as follows: Your motion to proceed <i>in forma pauperis</i> cannot be ruled on because you have not submitted a copy of the transaction history associated with your institution trust account for the 6-month period preceding the filing of this action. (Copy sent to plaintiff via US mail). (JRT) (Entered: 10/27/2022)
10/31/2022	6	CONSENT to Jurisdiction to US Magistrate Judge by KYLE RAY GRIFFITH. (Attachments: # 1 Envelope)(JRB) (Entered: 10/31/2022)
11/17/2022	7	RESPONSE re 5 Notice of Deficiency submission of inmate Trust account, filed by Plaintiff KYLE RAY GRIFFITH. (Attachments: # 1 Letter, # 2 Envelope)(LF) (Entered: 11/17/2022)
11/17/2022	8	Submission of additional inmate trust account statements, filed by Plaintiff KYLE RAY GRIFFITH. (Attachments: # 1 Envelope)(LF) (Entered: 11/17/2022)
11/21/2022	9	ORDER granting 2 Motion for Leave to Proceed in forma pauperis. Although the plaintiff is excused from pre-paying the full filing fee, he still must pay the three hundred and fifty dollar (\$350.00) filing fee. The assessment of even an initial partial filing fee is waived because the plaintiff has no assets and no means by which to pay a partial filing fee. Accordingly, no initial partial filing fee is due at this time. Copy to plaintiff via US Mail. Signed by Judge James Patrick Hanlon on 11/21/2022. (KAA) (Entered: 11/21/2022)
12/01/2022	10	MOTION for Courts Assistance, filed by Plaintiff KYLE RAY GRIFFITH. (Attachments: # 1 Envelope)(LF) (Entered: 12/02/2022)

12/06/2022	11	Order Granting Motion for Court Assistance - granting 10 Motion for court assistance. The clerk is directed to enclose a copy of the following with Plaintiff's copy of this Order: (1) Order on In Forma Pauperis Status, dkt. 9 ; (2) the Court's General Order of June 26, 2014; and (3) a blank Consent to Receipt of Documents Through Prisoner Electronic Filing Program form. Copies to plaintiff via US Mail. Signed by Magistrate Judge Mario Garcia on 12/6/2022. (Attachments: # 1 Dkt. 9, # 2 General Order of June 26, 2014, # 3 E-filing Consent) (KAA) (Entered: 12/06/2022)
12/19/2022	12	CONSENT to Prisoner E-Service by KYLE RAY GRIFFITH located at WVCF. Pursuant to General Order 2013-1, documents submitted by KYLE RAY GRIFFITH 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. (TPS) (Entered: 12/19/2022)
12/19/2022	13	Submission of Information, filed by Plaintiff KYLE RAY GRIFFITH. (TPS) (Entered: 12/19/2022)
04/21/2023	14	ORDER SCREENING COMPLAINT AND DIRECTING FURTHER PROCEEDINGS - Plaintiff Kyle Griffith is a prisoner currently incarcerated at Wabash Valley Correctional Facility ("Wabash Valley"). Because Mr. Griffith is a "prisoner," this Court has an obligation to screen the complaint before service on the defendants: (SEE ORDER). If Mr. Griffith believes that additional claims were alleged in the complaint, but not identified by the Court, he shall have through May 13, 2023, in which to identify those claims. The clerk is directed to terminate Tawni Templeton, Thomas Wellington, S. Crichfield, Sgt. Yarbough, Wabash Valley Correctional Facility, and John Does as defendants on the docket. The clerk is directed to issue process to defendants Jay Hendrix, Lt. C. Holcomb, Sgt. Angelise, and Frank Vanhill in the manner specified by Rule 4(d). Process shall consist of the complaint, dkt. 1 , applicable forms (Notice of Lawsuit and Request for Waiver of Service of Summons and Waiver of Service of Summons), and this Order. The clerk is directed to serve the Indiana Department of Correction employees electronically. (SEE ORDER.) Signed by Judge James Patrick Hanlon on 4/21/2023.(TPS) (Entered: 04/24/2023)
04/24/2023	15	NOTICE of Lawsuit & Waiver Issued by Clerk upon 1) Jay Hendrix; 2) C. Holcomb; 3) Sgt. Angelise; and 4) Frank Vanhill. (TPS) (Entered: 04/24/2023)
04/24/2023	16	Documents to be Sent via Electronic Notice - re 14 Order, 15 NOTICE of Lawsuit & Waiver Issued by Clerk, 1 Complaint Electronic Notice to IDOC. (TPS) (Entered: 04/24/2023)
05/11/2023	17	NOTICE of Appearance by Julie Tront on behalf of Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Tront, Julie) (Entered: 05/11/2023)
05/11/2023	18	NOTICE of Appearance by John Oosterhoff on behalf of Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Oosterhoff, John) (Entered: 05/11/2023)
05/19/2023	19	WAIVER OF SERVICE Returned Executed, filed by C. HOLCOMB, ANGELISE, FRANK VANHILL, JAY HENDRIX. C. HOLCOMB waiver sent on 4/24/2023; ANGELISE waiver sent on 4/24/2023; FRANK VANHILL waiver sent on 4/24/2023; JAY HENDRIX waiver sent on 4/24/2023. (Oosterhoff, John) (Entered: 05/19/2023)

06/21/2023	20	ANSWER to 1 Complaint , <i>Affirmative Defenses and Demand for Jury Trial</i> , filed by ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL.(Oosterhoff, John) (Entered: 06/21/2023)
06/27/2023	21	Entry Directing Development of Exhaustion Defense and Issuing Partial Stay - The exhaustion defense will be resolved pursuant to the following schedule. The defendants shall have through August 4, 2023, in which to either: SEE ORDER. If a dispositive motion is filed, the plaintiff shall have twenty-eight (28) days in which to respond. The movant shall then have fourteen (14) days in which to reply. Signed by Magistrate Judge Mario Garcia on 6/27/2023.(JRB) (Entered: 06/27/2023)
08/03/2023	22	NOTICE of <i>Withdrawal of Exhaustion Defense</i> , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL (Oosterhoff, John) (Entered: 08/03/2023)
08/07/2023	23	ORDER SETTING PRETRIAL SCHEDULE AND DISCUSSING DISCOVERY IN PRISONER LITIGATION - Defendants have withdrawn their exhaustion defense, dkt. 22 , so the temporary stay in this case, see dkt. 21 , is lifted.Dispositive Motions due by 3/7/2024. Discovery due by 2/7/2024. SEE ORDER FOR ADDITIONAL DEADLINES. Signed by Magistrate Judge Mario Garcia on 08/07/2023.(AAS) (Entered: 08/07/2023)
08/31/2023	24	NOTICE of Substitution of Appearance by Gustavo Angel Jimenez replacing <i>Julie A. Tront</i> on behalf of ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL (Jimenez, Gustavo) (Entered: 08/31/2023)
10/06/2023	25	NOTICE of Service of Initial Disclosures , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Oosterhoff, John) (Entered: 10/06/2023)
10/31/2023	26	MOTION for Court Assistance, filed by Plaintiff KYLE RAY GRIFFITH. (LBT) (Entered: 10/31/2023)
10/31/2023	27	Witness List, filed by Plaintiff KYLE RAY GRIFFITH. (LBT) (Entered: 10/31/2023)
11/03/2023	28	Order Denying Motion to Appoint Expert Witness - The motion to appoint an expert witness, dkt. 26 , is denied without prejudice. (See Order.) Signed by Magistrate Judge Mario Garcia on 11/3/2023. (JSR) (Entered: 11/03/2023)
11/03/2023	29	Entry Addressing Discovery Issues - The Court cannot order or require anyone to provide Mr. Griffith a declaration. Mr. Griffith may, however, ask witnesses to provide declarations voluntarily. To the extent that Mr. Griffith's witness list, dkt. 27 , includes requests for relief, they are granted in part and denied in part. (See Order.) Signed by Magistrate Judge Mario Garcia on 11/3/2023. (JSR) (Entered: 11/03/2023)
12/08/2023	30	MOTION for Court Assistance, filed by Plaintiff KYLE RAY GRIFFITH. (LF) (Entered: 12/11/2023)
12/08/2023	31	NOTICE regrading Settlement Conference, filed by Plaintiff KYLE RAY GRIFFITH (LF) (Entered: 12/11/2023)
12/15/2023	32	Discovery - Interrogatories and REQUEST for Production of Documents, filed by Plaintiff KYLE RAY GRIFFITH. (JSR) (Entered: 12/15/2023)
12/18/2023	33	ORDER granting 30 Motion for Court Assistance to the extent that Defendants are directed to treat the motion as a properly served request for production of documents

		under Federal Rule of Civil Procedure 34 and respond to it within 30 days of the date of this Order. The motion is denied to the extent it seeks any other relief. SEE ORDER. Signed by Magistrate Judge Mario Garcia on 12/18/2023. (JRB) (Entered: 12/19/2023)
12/29/2023	34	Submission of Request for Admissions, filed by Plaintiff KYLE RAY GRIFFITH. (SWM) (Entered: 01/02/2024)
01/05/2024	35	Supplemental Brief in Support of Writ of Habeas Corpus Ad Testificandum Petition, filed by Plaintiff KYLE RAY GRIFFITH. (LBT) (Entered: 01/05/2024)
01/08/2024	36	NOTICE of Service of Discovery, filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL (Oosterhoff, John) (Entered: 01/08/2024)
01/08/2024	37	NOTICE Regarding Settlement Conference, filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL (Oosterhoff, John) (Entered: 01/08/2024)
01/10/2024	38	ORDER ADDRESSING PLAINTIFF'S "SUPPLEMENTAL BRIEF IN SUPPORT OF HIS WRIT OF HABEAS CORPUS AD TESTIFICANDUM PETITION": See Order. Signed by Judge James Patrick Hanlon on 1/10/2024. (LF) (Entered: 01/10/2024)
01/16/2024	39	MOTION for Extension of Time to 01/30/2024 in which to 33 Order on Motion for Assistance by Plaintiff and Directing Defendants to Respond to Discovery Within 30 Days of Order, filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Attachments: # 1 Text of Proposed Order Order Granting Extension of Time to Serve Discovery Responses)(Oosterhoff, John) (Entered: 01/16/2024)
01/18/2024	40	ORDER granting Defendants' 39 Motion for Extension of Time to respond to Plaintiff's Interrogatories and Requests for Production of Documents to 1/30/2024. Signed by Magistrate Judge Mario Garcia on 1/18/2024. (SWM) (Entered: 01/19/2024)
01/29/2024	41	NOTICE of Service of Responses to Plaintiff's Requests for Admission, filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL, re 34 Request for Admissions. (Oosterhoff, John) (Entered: 01/29/2024)
01/29/2024	42	MOTION for Court Assistance, filed by Plaintiff KYLE RAY GRIFFITH. (Attachments: # 1 Envelope) (JSR) (Entered: 01/30/2024)
01/30/2024	43	NOTICE of Service of Responses to Plaintiff's Interrogatories and Requests for Production of Documents, filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL (Oosterhoff, John) (Entered: 01/30/2024)
02/05/2024	44	MOTION for Extension of Time, filed by Plaintiff KYLE RAY GRIFFITH. (Attachments: # 1 Envelopes)(KAA) (Entered: 02/06/2024)
02/08/2024	45	ORDER ADDRESSING MOTION FOR COURT ASSISTANCE - 42 Motion for Court Assistance is GRANTED in part and DENIED in part. Dispositive Motions due by 5/3/2024. Discovery due by 4/3/2024. The clerk is directed to enclose copies of the following with Mr. Griffith's copy of this Order: (1) public docket sheet; (2) Plaintiff's Interrogatories and Request for Production of Documents, dkt. 32 ; and (3) Plaintiff's Request for Admissions, dkt. 34 . Signed by Judge James Patrick Hanlon on 2/8/2024. (Attachments: # 1 Docket Sheet, # 2 Dkt. 32 - Plaintiff's Interrogatories and Request for Production of Documents, # 3 Dkt. 34 - Plaintiff's Request for Admissions)(LBT) (Entered: 02/08/2024)

02/12/2024	46	ORDER - granting 44 Motion for Extension of Time to File; Plaintiff shall serve his responses to Defendants' discovery requests on or before February 16, 2024. Signed by Magistrate Judge Mario Garcia on 2/12/2024. (CKM) (Entered: 02/12/2024)
03/06/2024	47	MOTION to Take Deposition from Kyle Ray Griffith , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Attachments: # 1 Text of Proposed Order Order Granting Leave to Depose Plaintiff)(Oosterhoff, John) (Entered: 03/06/2024)
03/11/2024	48	ORDER GRANTING MOTION FOR LEAVE TO DEPOSE PLAINTIFF: Defendants' motion for leave to depose Plaintiff, dkt. 47 , is granted. Defendants are granted leave to depose Plaintiff, Kyle Ray Griffith, DOC #179323, an inmate held in the custody of the Indiana Department of Correction, no later than the close of discovery, until such time as the deposition is concluded by remote means outside the physical presence of the officer of the court/court reporter for the purposes of swearing in, if necessary, and subject to making reasonable accommodations within the prison. See Order. Signed by Magistrate Judge Mario Garcia on 3/11/2024. (LF) (Entered: 03/12/2024)
03/15/2024	49	NOTICE of Substitution of Appearance by Erica Lee Sawyer replacing <i>John R. Oosterhoff</i> on behalf of All Defendants (Sawyer, Erica) (Entered: 03/15/2024)
03/20/2024	50	NOTICE of Appearance by Jonathan Freije on behalf of Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Freije, Jonathan) (Entered: 03/20/2024)
04/05/2024	51	MOTION for Court Assistance, filed by Plaintiff KYLE RAY GRIFFITH. (Attachments: # 1 Envelope)(LF) (Entered: 04/09/2024)
04/10/2024	52	RESPONSE to Defendant's Request for Discovery Documents, filed by Plaintiff KYLE RAY GRIFFITH. (Attachments: # 1 Exhibit)(TPS) (Entered: 04/11/2024)
04/16/2024	53	ORDER - In the interests of judicial economy and in an abundance of caution, Plaintiff's motion for Court assistance, dkt. 51 , is granted to the extent that the clerk is directed to enclose copies of the following with Plaintiff's copy of this Order: (1) public docket sheet; (2) pretrial scheduling order, dkt. 23 ; (3) February 12, 2024, Order, dkt. 46 ; and (4) discovery responses, dkt. 52 . (See Order.) Signed by Magistrate Judge Mario Garcia on 4/16/2024. (Attachments: # 1 Public Docket Sheet, # 2 Pretrial Scheduling Order, Dkt. 23, # 3 Order, Dkt. 46, # 4 Discovery Responses, Dkt. 52) (JSR) (Entered: 04/16/2024)
05/03/2024	54	MOTION for Extension of Time to June 3, 2024 in which to 45 Order on MotionScheduling to File a Motion for Summary Judgment, filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Attachments: # 1 Text of Proposed Order Granting Defendants' Motion for Extension of Time)(Sawyer, Erica) (Entered: 05/03/2024)
05/08/2024	55	ORDER GRANTING DEFENDANTS' MOTION FOR EXTENSION OF TIME - granting 54 Defendants Motion for Extension of Time to File. Defendants must file a summary judgment motion on or before June 3, 2024. Signed by Magistrate Judge Mario Garcia on 5/8/2024. (KAA) (Entered: 05/08/2024)
05/14/2024	56	MOTION to Compel Discovery, filed by Plaintiff KYLE RAY GRIFFITH. (BAA) (Entered: 05/14/2024)

05/21/2024	57	ORDER denying 56 Motion to Compel. It does not include a certification that Plaintiff attempted to resolve the discovery dispute before seeking Court involvement, as required. (SEE ORDER.) Signed by Magistrate Judge Mario Garcia on 5/21/2024. (TPS) (Entered: 05/21/2024)
05/24/2024	58	DECLARATION of KYLE GRIFFITH, by KYLE RAY GRIFFITH. (AAT) (Entered: 05/24/2024)
06/03/2024	59	MOTION for Extension of Time to June 17, 2024 in which to 55 Order on Motion for Extension of Time to File <i>Motion for Summary Judgment</i> , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Attachments: # 1 Text of Proposed Order Granting Defendants' Motion for Extension of Time)(Sawyer, Erica) (Entered: 06/03/2024)
06/07/2024	60	ORDER granting 59 Defendants' second motion to extend deadline. Defendants have up to and including June 17, 2024, to file any summary judgment motion. The Court does not anticipate further extensions of this deadline absent extraordinary circumstances. Signed by Magistrate Judge Mario Garcia on 6/7/2024. (KAA) (Entered: 06/07/2024)
06/17/2024	61	MOTION for Summary Judgment , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Sawyer, Erica) (Entered: 06/17/2024)
06/17/2024	62	BRIEF/MEMORANDUM in Support re 61 MOTION for Summary Judgment , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Sawyer, Erica) (Entered: 06/17/2024)
06/17/2024	63	Designation of Evidence re 61 MOTION for Summary Judgment , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Attachments: # 1 Exhibit A. Plaintiff's Deposition, # 2 Exhibit A. Plaintiff's Deposition, # 3 Exhibit B. Plaintiffs Location History, # 4 Exhibit C. Declaration of Lt. Christopher Holcomb, # 5 Exhibit D. December 4, 2021 Incident Reporting, # 6 Exhibit E. February 10, 2022 Email and GTL Message, # 7 Exhibit F. February 22, 2022 Email and Grievance, # 8 Exhibit G. Christopher Holcomb Emails, # 9 Exhibit H. Declaration of Everado Angeles-Mora, # 10 Exhibit I. Declaration of Warden Vanihel, # 11 Exhibit J. Declaration of Jay Hendrix, # 12 Exhibit K. August Mack Mold Report, # 13 Exhibit L. January 27, 2022 Email)(Sawyer, Erica) (Entered: 06/17/2024)
06/17/2024	64	NOTICE <i>Regarding Right to Respond To and Submit Evidence In Opposition to Motion for Summary Judgment</i> , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL, re 61 MOTION for Summary Judgment . (Sawyer, Erica) (Entered: 06/17/2024)
07/10/2024	65	RESPONSE re 61 MOTION for Summary Judgment , filed by Plaintiff KYLE RAY GRIFFITH. (BAA) (Entered: 07/11/2024)
07/10/2024	66	BRIEF/MEMORANDUM in Support of Response in Opposition to Motion re 61 MOTION for Summary Judgment , filed by Plaintiff KYLE RAY GRIFFITH. (BAA) (Entered: 07/11/2024)
07/10/2024	67	Designation of Evidence re 65 Response to 61 MOTION for Summary Judgment , filed by Plaintiff KYLE RAY GRIFFITH. (BAA) (Entered: 07/11/2024)
07/10/2024	68	DECLARATION of Kyle Griffith re 65 Response to 61 Motion for Summary Judgment by KYLE RAY GRIFFITH. (BAA) (Entered: 07/11/2024)

07/10/2024	69	Statement of Disputed Facts re 65 Response to 61 MOTION for Summary Judgment , filed by Plaintiff KYLE RAY GRIFFITH. (BAA) (Entered: 07/11/2024)
07/24/2024	70	MOTION for Extension of Time to August 7, 2024 in which to 65 Response, 61 MOTION for Summary Judgment <i>to File Reply In Support of Motion for Summary Judgment</i> , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Attachments: # 1 Text of Proposed Order Granting Defendants' Motion for Extension of Time)(Sawyer, Erica) (Entered: 07/24/2024)
07/31/2024	71	ORDER GRANTING DEFENDANTS' MOTION FOR EXTENSION OF TIME - Defendants, Frank Vanihel, Everado Angeles-Mora, Christopher Holcomb, and Jay Hendrix filed a Motion for Extension of Time to File their Reply In Support of Motion for Summary Judgment. The Court, having reviewed the motion, hereby GRANTS Defendants' motion, dkt. 70 . Defendants must file their reply in support of summary judgment motion on or before August 7, 2024. Signed by Magistrate Judge Mario Garcia on 07/31/2024. (AJG) (Entered: 08/01/2024)
08/07/2024	72	REPLY in Support of Motion re 61 MOTION for Summary Judgment , filed by Defendants ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL. (Sawyer, Erica) (Entered: 08/07/2024)
09/23/2024	73	MOTION for Extension of Time to File Response re 61 MOTION for Summary Judgment , filed by Plaintiff KYLE RAY GRIFFITH. (JSR) (Entered: 09/23/2024)
09/25/2024	74	SURREPLY re 72 Reply in Support of Motion, filed by Plaintiff KYLE RAY GRIFFITH. (JSR) (Entered: 09/25/2024)
10/02/2024	75	ORDER granting 73 MOTION for Extension of Time to File Response re 61 MOTION for Summary Judgment to the limited extent that the Court will accept the surreply in the record as dkt. 74 as timely filed. (SEE ORDER.) Signed by Magistrate Judge Mario Garcia on 10/2/2024. (TPS) (Entered: 10/03/2024)
06/09/2025	76	NOTICE of Substitution of Appearance by Steven Reidell replacing <i>Jonathan Freije and Erica L. Sawyer</i> on behalf of ANGELISE, JAY HENDRIX, C. HOLCOMB, FRANK VANHILL (Reidell, Steven) (Entered: 06/09/2025)
09/18/2025	77	ORDER GRANTING IN PART AND DENYING IN PART DEFENDANTS' MOTION FOR SUMMARY JUDGMENT 61 The clerk is directed to change the name on the docket of Defendants "Angelise" to "Everado Angeles-Mora," Frank "Vanhill" to "Vanihel," and "C." Holcomb to "Christopher Holcomb." Defendants' motion for summary judgment, dkt. 61 , is GRANTED as to Warden Vanihel, Sgt. Angeles-Mora, and Mr. Hendrix, and DENIED as to Lt. Holcomb. The clerk is directed to terminate Warden Vanihel, Sgt. Angeles-Mora and Mr. Hendrix as defendants on the docket. No partial final judgment will issue at this time. The Court prefers that Mr. Griffith be represented by counsel for purposes of settlement or trial regarding the remaining claims against Lt. Holcomb. The clerk is directed to send Mr. Griffith a motion for assistance recruiting counsel with his copy of this Order. Mr. Griffith has through October 15, 2025, to file a motion for counsel using this form motion or to inform the Court that he wishes to proceed pro se. Once the motion has been ruled on and counsel has been recruited, the magistrate judge is asked to schedule a telephonic status conference to discuss further proceedings. SEE ORDER. Signed by Judge James Patrick Hanlon on 09/18/2025. (AAS) (Additional attachment(s) added on 9/18/2025: # 1 Form Motion for Assistance Recruiting Counsel) (AAS). (Entered: 09/18/2025)

12/05/2025	78	Updated mailing address for Plaintiff to New Castle Correctional Facility per IDOC Inmate Locator website. (NAD) (Entered: 12/05/2025)
12/18/2025	79	MINUTE ORDER for ex parte proceedings held before Magistrate Judge Mario Garcia: Status Conference held on 12/16/2025. On December 16, 2025, Plaintiff Kyle Ray Griffith appeared before the Court for an ex parte telephonic status conference to discuss settlement prospects. Mr. Griffith stated that he had only recently learned of the Court's partial denial of summary judgment on September 18, 2025, and has not received a copy of that Order. The clerk is directed to resend dkt. 77 to Mr. Griffith at his current address. The Court also asked Mr. Griffith whether he wished to have the assistance of recruited counsel for the remainder of this action. Mr. Griffith confirmed that he did and orally moved that the Court attempt to recruit counsel for him. Having obtained Mr. Griffith's acceptance of these terms, his oral motion for assistance with recruiting counsel is granted. The Court will attempt to recruit counsel to represent Mr. Griffith for the remainder of these proceedings. The conference concluded without further order. Signed by Magistrate Judge Mario Garcia. (Attachments: # 1 Dkt. 77 - Order Granting in Part and Denying in Part Defendants' Motion for Summary Judgment)(NAD) (Entered: 12/18/2025)

Case #: 2:22-cv-00467-JPH-MG