UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF INDIANA INDIANAPOLIS DIVISION

JAMES HIGGASON,)
Plaintiff,)
v.) No. 1:24-cv-01154-TWP-MKK
DENNIS REAGLE, ANDREW COLE, CHARLIE FOX, COOPRIDER, ARAMARK CORRECTIONAL SERVICES LLC, TRENT ALLEN,))))))))
Defendants.)

ORDER SCHEDULING PAVEY HEARING

This matter is before the Court on the Defendants' requests for a *Pavey* hearing on the issue of exhaustion of administrative remedies. (Dkts. 24, 25). Defendants assert that there are material facts in dispute that preclude the resolution of Defendants' affirmative defense of failure to exhaust administrative remedies by means of a dispositive motion. The requests are **GRANTED**, and the Court **SCHEDULES** this case for a *Pavey* hearing on <u>March 19, 2026 at 10:00 a.m.</u> in Room 344, United States Courthouse, 46 East Ohio Street, Indianapolis, Indiana.

A pre-*Pavey* telephonic status conference with the Magistrate Judge will be scheduled by separate order.

The **clerk is directed** to send Plaintiff, James Higgason, a form motion for assistance with recruiting counsel along with his copy of this Order. If Mr. Higgason wants the Court to attempt to recruit counsel for the limited purpose of assisting him with the *Pavey* hearing, he must fill out, sign, and file this motion no later than **November 7, 2025.**

IT IS SO ORDERED.

Date: 10/7/2025

Distribution:

JAMES HIGGASON 194128 PENDLETON - CF PENDLETON CORRECTIONAL FACILITY Electronic Service Participant – Court Only

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Georgianna Q. Tutwiler HUME SMITH GEDDES GREEN & SIMMONS gquinn@humesmith.com Hon. Tanya Walton Pratt, Judge United States District Court Southern District of Indiana