

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

**U.S. District Court
Southern District of Indiana (Indianapolis)
CIVIL DOCKET FOR CASE #: 1:24-cv-01568-JRS-TAB**

KIPP v. CENTURION OF INDIANA L.L.C. et al
Assigned to: Chief District Judge James Russell Sweeney, II
Referred to: Magistrate Judge Tim A. Baker
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 09/12/2024
Jury Demand: Both
Nature of Suit: 555 Prisoner Petitions -
Prison Condition
Jurisdiction: Federal Question

Plaintiff**KENNETH KIPP**

represented by **KENNETH KIPP**
110393
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**CENTURION OF INDIANA L.L.C.**

represented by **Benjamin Daniel Ice**
Barrett & McNagny
215 East Berry Street
Fort Wayne, IN 46802
260-423-9551
Fax: 260-423-8920
Email: bdi@barrettlaw.com
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
09/11/2024	<u>1</u>	COMPLAINT against S. BEDWELL, BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS, M. VANCE, filed by KENNETH KIPP. (No fee paid with this filing) (Attachments: # <u>1</u> Exhibit, # <u>2</u> Envelope)(CCG) Modified on 9/12/2024 - Fixed date (CCG). (Entered: 09/12/2024)
09/11/2024	<u>2</u>	DECLARATION of KENNETH KIPP in Support re <u>1</u> Complaint by KENNETH KIPP. (Attachments: # <u>1</u> Envelope)(CCG) Modified on 9/12/2024 - Fixed date (CCG). (Entered: 09/12/2024)
09/12/2024	<u>3</u>	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (CCG) (Entered: 09/12/2024)
09/12/2024	<u>4</u>	Notice to File Rule 7.1 Disclosure Statement. (RAGS) (CCG) (Entered: 09/12/2024)

09/12/2024	6	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff KENNETH KIPP. (Attachments: # 1 Cover Letter, # 2 Exhibit, # 3 Envelope)(LF) (Entered: 09/13/2024)
09/13/2024	5	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 sent to plaintiff via US mail). (JRT) (Entered: 09/13/2024)
10/24/2024	7	ORDER on Motion to Proceed In Forma Pauperis - The plaintiff's motion to proceed in forma pauperis, dkt. 6 , is granted to the extent that the plaintiff is assessed an initial partial filing fee of Thirteen Dollars and Seventy Cents (\$13.70). The plaintiff shall have through November 25, 2024, in which to pay this sum to the clerk of the district court. The plaintiff is informed that after the initial partial filing fee is paid, he will be obligated to make monthly payments of 20 percent of the preceding month's income each month that the amount in his account exceeds \$10.00, until the full filing fee of \$350.00 is paid. Signed by Judge James R. Sweeney II on 10/24/2024. (See Order.) Copy mailed to Plaintiff. (BAA) (Entered: 10/24/2024)
11/13/2024	8	RECEIPT #12941 for Partial Filing fee in the amount of \$13.70, paid by KENNETH F. KIPP. (BAA) (Entered: 11/13/2024)
11/18/2024	9	ORDER DIRECTING PRISONER PAYMENT - Plaintiff's custodian is directed to withhold sums from the inmate trust account of KENNETH KIPP, 110393, and to forward such sums to the Clerk of this Court. The sums withheld and forwarded shall be twenty percent (20%) of the preceding month's income credited to the inmate's account. As of the issuance of this Order, the balance of the filing fee still due in this case is \$336.30. A copy of this Order shall be sent to plaintiff and to plaintiff's custodian. Signed by Magistrate Judge Tim A. Baker on 11/18/2024. (See Order.) Copies mailed per distribution list. (BAA) (Entered: 11/18/2024)
01/08/2025	10	ORDER Screening Complaint and Directing Service of Process - Plaintiff Kenneth Kipp is a prisoner currently incarcerated at New Castle Correctional Facility. Because the plaintiff is a "prisoner" as defined by 28 U.S.C. § 1915A(c), this Court has an obligation under 28 U.S.C. § 1915A(a) to screen his amended complaint before service on the defendant: (SEE ORDER). Mr. Kipp's Eighth Amendment claims of medical indifference for damages against Centurion, Dr. Vance, Nurse Berg, Nurse Luken, and Nurse Riggs SHALL PROCEED. These are the only viable claims identified by the Court. All other claims have been dismissed. This ruling is without prejudice to the filing of a proper Rule 12 motion. If Mr. Kipp believes that additional claims were alleged in the complaint, but not identified by the Court, he shall have through January 25, 2025, in which to identify those claims. The clerk is directed to terminate Dental Supervisor S. Bedwell as a defendant on the docket. The clerk is directed to issue process to defendants Centurion, Dr. Vance, Nurse Berg, Nurse Luken, and Nurse Riggs 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 Centurion, Dr. Vance, Nurse Berg, Nurse Luken, and Nurse Riggs electronically. (SEE ORDER.) Copy sent to plaintiff via US mail. Signed by Judge James R. Sweeney II on 1/8/2025.(TPS) (Entered: 01/08/2025)
01/08/2025	11	NOTICE of Lawsuit & Waiver Issued by Clerk upon 1) Dr. Vance; 2) Nurse Berg; 3) Nurse Luken; 4) Nurse Riggs; and 5) Centurion. (TPS) (Entered: 01/08/2025)
01/08/2025	12	***PLEASE DISREGARD. FILED IN ERROR.*** Documents to be Sent via Electronic Notice - re 10 Order, 11 NOTICE of Lawsuit & Waiver Issued by Clerk, 1 Complaint Electronic Notice to Centurion. (TPS) (Entered: 01/08/2025)

01/08/2025	13	Documents to be Sent via Electronic Notice - re 10 Order, 11 NOTICE of Lawsuit & Waiver Issued by Clerk, 1 Complaint Electronic Notice to Centurion. (TPS) (Entered: 01/08/2025)
01/16/2025	14	NOTICE of Appearance by Jeb Adam Crandall on behalf of Defendants CENTURION OF INDIANA L.L.C., B. RIGGS, BERG, LUKEN, M. VANCE. (Crandall, Jeb) (Entered: 01/16/2025)
01/16/2025	15	NOTICE of Appearance by Joshua R Taylor on behalf of Defendants CENTURION OF INDIANA L.L.C., B. RIGGS, BERG, LUKEN, M. VANCE. (Taylor, Joshua) (Entered: 01/16/2025)
01/16/2025	16	WAIVER OF SERVICE Returned Executed, filed by M. VANCE, BERG, B. RIGGS, CENTURION OF INDIANA L.L.C., LUKEN. M. VANCE waiver sent on 1/8/2025; BERG waiver sent on 1/8/2025; B. RIGGS waiver sent on 1/8/2025; CENTURION OF INDIANA L.L.C. waiver sent on 1/8/2025; LUKEN waiver sent on 1/8/2025. (Taylor, Joshua) (Entered: 01/16/2025)
01/16/2025	17	Rule 7.1 Disclosure Statement by CENTURION OF INDIANA L.L.C. identifying Corporate Parent MHM SERVICES, INC., Corporate Parent CENTURION, LLC, Corporate Parent Centurion Equity, Inc. for CENTURION OF INDIANA L.L.C... (Taylor, Joshua) (Entered: 01/16/2025)
01/24/2025	18	MOTION to Appoint Counsel, filed by Plaintiff KENNETH KIPP. (Attachments: # 1 Exhibit)(AJG) (Entered: 01/27/2025)
02/07/2025	19	RECEIPT #14126 for partial filing fee in the amount of \$15.60, paid by KENNETH KIPP. (DJH) (Entered: 02/07/2025)
03/05/2025	20	ORDER denying 18 Motion to Appoint Counsel - The clerk is directed to send Plaintiff a motion for assistance recruiting counsel form, which he must use if he chooses to renew his motion. The Court will remain alert to changes in circumstances that may warrant reconsideration of the motion, such as a settlement conference or trial. SEE ORDER. Copy sent to Plaintiff via US Mail. Signed by Judge James R. Sweeney II on 3/5/2025. (Attachments: # 1 Motion for Assistance with Recruiting Counsel Form) (JRB) (Entered: 03/05/2025)
03/05/2025	21	NOTICE of Appearance by Sean Thomas Devenney on behalf of Defendant M. VANCE. (Devenney, Sean) (Entered: 03/05/2025)
03/05/2025	22	NOTICE of Appearance by Melanie A. Kalmbach on behalf of Defendant M. VANCE. (Kalmbach, Melanie) (Entered: 03/05/2025)
03/05/2025	23	MOTION to Withdraw Attorney Appearance , filed by Defendant M. VANCE. (Attachments: # 1 Text of Proposed Order)(Taylor, Joshua) (Entered: 03/05/2025)
03/06/2025	24	<i>Defendants'</i> ANSWER to 1 Complaint , filed by BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS.(Taylor, Joshua) (Entered: 03/06/2025)
03/07/2025	25	ORDER SETTING PRETRIAL SCHEDULE AND DISCUSSING DISCOVERY IN PRISONER LITIGATION - This Order sets the schedule for how this action shall proceed. Part I sets forth the pretrial deadlines. Part II discusses various aspects of discovery. Facilitating the discovery process can be difficult, and this Order is issued in an effort to help explain and streamline the process for the parties. The parties should carefully read this Order. *SEE ORDER FOR ADDITIONAL INFORMATION*. Dispositive Motions due by 10/7/2025. Discovery due by 9/8/2025. Signed by Magistrate Judge Tim A. Baker on 3/7/2025. (See Order.) Copy mailed to Plaintiff. (BAA) (Entered: 03/07/2025)

03/07/2025	26	RECEIPT #14524 for Partial Filing fee in the amount of \$31.80, paid by KENNETH KIPP. (CCG) (Entered: 03/10/2025)
03/10/2025	27	ANSWER to 1 Complaint , <i>Affirmative Defenses and Jury Trial Demand</i> , filed by M. VANCE.(Kalmbach, Melanie) (Entered: 03/10/2025)
03/11/2025	28	ORDER granting 23 Motion to Withdraw Attorney Appearance. IT IS THEREFORE ORDERED ADJUDGED AND DECREED that the appearances of Joshua R. Taylor and Jeb A. Crandall on behalf of Defendant Monica Vance are now withdrawn. Melanie A. Kalmbach and Sean T. Devenney of DREWRY SIMMONS VORNEHM, LLP, will remain as counsel for Defendant Monica Vance. Signed by Magistrate Judge Tim A. Baker on 3/11/2025. Copy to Plaintiff via US Mail. (AAS) (Entered: 03/11/2025)
04/07/2025	29	RECEIPT #14935 for partial filing fee in the amount of \$37.40, paid by KENNETH KIPP. (DJH) (Entered: 04/07/2025)
05/01/2025	30	NOTICE of Service of Initial Disclosures , filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS. (Taylor, Joshua) (Entered: 05/01/2025)
05/01/2025	31	MOTION for Status of Case, filed by Plaintiff KENNETH KIPP. (AJG) (Entered: 05/02/2025)
05/08/2025	32	ORDER granting 31 Motion for Case Status 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; and (2) March 5, 2025, Order denying motion to appoint counsel, dkt. 20 . Copy sent to plaintiff via US mail. Signed by Magistrate Judge Tim A. Baker on 5/8/2025. (Attachments: # 1 Public Docket Sheet, # 2 Copy of Dkt. 20) (TPS) (Entered: 05/08/2025)
05/09/2025	33	MOTION <i>to Set Deadlines to Develop Exhaustion Defense and Partial Stay</i> , filed by Defendant M. VANCE. (Kalmbach, Melanie) (Entered: 05/09/2025)
05/09/2025	34	RECEIPT # 15423 for Partial Filing fee in the amount of \$22.40, paid by KENNETH KIPP. (CCG) (Entered: 05/09/2025)
05/15/2025	35	REQUEST for Production of Documents, filed by Plaintiff KENNETH KIPP.(JRB) (Entered: 05/15/2025)
06/12/2025	36	Plaintiff's REQUEST for Admissions to Defendants, filed by Plaintiff KENNETH KIPP. (LBT) (Entered: 06/12/2025)
06/13/2025	37	MOTION for Assistance with Recruiting Counsel, filed by Plaintiff KENNETH KIPP. (JRB) (Entered: 06/13/2025)
06/23/2025	38	Plaintiff's First Interrogatories to Defendants, filed by Plaintiff KENNETH KIPP.(AAS) (Entered: 06/24/2025)
07/01/2025	39	RECEIPT #15862 for partial filing fee in the amount of \$21.00, paid by Kenneth Kipp. *Payment received 6/6/2025 and receipted today's date.* (BAA) (Entered: 07/01/2025)
07/10/2025	40	RECEIPT #16258 for Partial Filing fee in the amount of \$39.20, paid by KENNETH KIPP. (CCG) (Entered: 07/10/2025)
07/14/2025	41	MOTION to Appoint Expert Witness, filed by Plaintiff KENNETH KIPP. (JRB) (Entered: 07/15/2025)
07/16/2025	42	ORDER DENYING WITHOUT PREJUDICE MOTION FOR ASSISTANCE WITH RECRUITING COUNSEL - Plaintiff, Kenneth Kipp, has filed a motion for assistance recruiting counsel. Dkt. 37 Litigants in federal civil cases do not have a constitutional or statutory right to court-appointed counsel. Plaintiff's motion for assistance recruiting

		counsel, dkt. 37 , is denied without prejudice. The Court will remain alert to changes in circumstances that may warrant reconsideration of the motion, such as a settlement conference or trial. Signed by Chief District Judge James Russell Sweeney, II on 7/16/2025. (See Order.) Copy mailed to Plaintiff. (BAA) (Entered: 07/16/2025)
07/16/2025	43	ENTRY DIRECTING DEVELOPMENT OF EXHAUSTION DEFENSE AND ISSUING PARTIAL STAY - The defendants have asserted the affirmative defense that the plaintiff failed to exhaust his administrative remedies before filing this lawsuit as required by the Prison Litigation Reform Act. Their motion to set deadlines, dkt. 33 , is granted consistent with the following: (SEE ORDER). Copy sent to plaintiff via US mail. Signed by Magistrate Judge Tim A. Baker on 7/16/2025. (TPS) (Entered: 07/16/2025)
07/24/2025	44	NOTICE Regarding Settlement Conference, filed by Plaintiff KENNETH KIPP (JRB) (Entered: 07/24/2025)
07/31/2025	45	RESPONSE re 43 ENTRY DIRECTING DEVELOPMENT OF EXHAUSTION DEFENSE AND ISSUING PARTIAL STAY, filed by Plaintiff KENNETH KIPP. (SAM) (Entered: 08/01/2025)
08/06/2025	46	NOTICE <i>Regarding Settlement Conference</i> , filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS, re 25 Order Setting Pretrial Schedule and Discussing Discovery in Prisoner Litigation. (Taylor, Joshua) (Entered: 08/06/2025)
08/06/2025	47	NOTICE <i>Regarding Settlement Conference</i> , filed by Defendant M. VANCE (Kalmbach, Melanie) (Entered: 08/06/2025)
08/13/2025	48	RECEIPT #16722 for partial filing fee in the amount of \$32.40, paid by KENNETH KIPP. (DJH) (Entered: 08/13/2025)
09/03/2025	49	Order Denying Motion for Appointment of Expert Witness - Kenneth Kipp alleges in this case that he was denied necessary dental care when he was incarcerated at Wabash Valley Correctional Facility. He asks the Court to appoint an expert witness. The motion to appoint expert witness, dkt. 41 , is DENIED. (See Order.) Copy to Plaintiff via US mail. Signed by Chief District Judge James Russell Sweeney, II on 09/03/2025. (Entered: 09/04/2025)
09/04/2025	50	MOTION for Summary Judgment (<i>Exhaustion of Administration Remedies</i>), filed by Defendant M. VANCE. (Kalmbach, Melanie) Modified on 9/12/2025 to add that it is Exhaustion. (MEH). (Entered: 09/04/2025)
09/04/2025	51	BRIEF/MEMORANDUM in Support re 50 MOTION for Summary Judgment , filed by Defendant M. VANCE. (Kalmbach, Melanie) (Entered: 09/04/2025)
09/04/2025	52	Designation of Evidence re 50 MOTION for Summary Judgment , filed by Defendant M. VANCE. (Attachments: # 1 Exhibit Exhibit A, # 2 Exhibit Exhibit A-1, # 3 Exhibit Exhibit A-2, # 4 Exhibit Exhibit A-3, # 5 Exhibit Exhibit A-4, # 6 Exhibit Exhibit A-5, # 7 Exhibit Exhibit B)(Kalmbach, Melanie) (Entered: 09/04/2025)
09/04/2025	53	NOTICE to Pro Se Plaintiff Regarding Right to Respond to and Submit Evidence in Opposition to Motion for Summary Judgment, filed by Defendant M. VANCE (Kalmbach, Melanie) (Entered: 09/04/2025)
09/11/2025	54	RECEIPT #17190 for partial filing fee in the amount of \$20.60, paid by KENNETH KIPP. (DJH) (Entered: 09/11/2025)
09/12/2025	55	NOTICE of Supplemental Expert Disclosure, filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS (Taylor, Joshua) (Entered: 09/12/2025)

09/18/2025	56	RESPONSE in Opposition re 50 MOTION for Summary Judgment , filed by Plaintiff KENNETH KIPP. (SAM) (Entered: 09/19/2025)
09/18/2025	57	Designation of Evidence re 56 Response in Opposition to Motion, filed by Plaintiff KENNETH KIPP. (Attachments: # 1 Exhibit)(SAM) (Entered: 09/19/2025)
09/22/2025	58	REPLY in Support of Motion re 50 MOTION for Summary Judgment , filed by Defendant M. VANCE. (Kalmbach, Melanie) (Entered: 09/22/2025)
09/25/2025	59	Notice of Preliminary Witness List, filed by Plaintiff KENNETH KIPP. (BAA) (Entered: 09/26/2025)
10/03/2025	60	Witness List (<i>Preliminary</i>), filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS. (Taylor, Joshua) (Entered: 10/03/2025)
10/07/2025	61	MOTION for Summary Judgment , filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS. (Attachments: # 1 Text of Proposed Order Granting Defendants' Motion for Summary Judgment)(Taylor, Joshua) (Entered: 10/07/2025)
10/07/2025	62	BRIEF/MEMORANDUM in Support re 61 MOTION for Summary Judgment , filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS. (Taylor, Joshua) (Entered: 10/07/2025)
10/07/2025	63	Designation of Evidence re 61 MOTION for Summary Judgment , filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS. (Attachments: # 1 Exhibit 1 - Medical Records of Kenneth Kipp, # 2 Exhibit 2 - Dr. Monica Vances Response to Plaintiffs Request for Admissions, # 3 Exhibit 3 - Affidavit of Dr. Whitney Moore, # 4 Exhibit 4 - Affidavit of Taylor Berg, # 5 Exhibit 5 - Affidavit of Barbara Riggs, # 6 Exhibit 6 - Affidavit of Elizabeth Luken, # 7 Exhibit 7 - Exhibit C to Dr. Moores Affidavit, ADA guidelines)(Taylor, Joshua) (Entered: 10/07/2025)
10/07/2025	64	NOTICE of Right to Respond to and Submit Evidence in Opposition to Motion for Summary Judgment, filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS, re 61 MOTION for Summary Judgment . (Taylor, Joshua) (Entered: 10/07/2025)
10/09/2025	65	**STRICKEN AT 82 ** Surreply re 50 MOTION for Summary Judgment , filed by Plaintiff KENNETH KIPP. (Attachments: # 1 Exhibit)(SAM) Modified on 10/10/2025 to edit dkt text (SAM). (Additional attachment(s) added on 10/10/2025: # 2 Exhibit) (SAM). Modified on 3/26/2026 (KAA). (Entered: 10/09/2025)
10/10/2025	66	MOTION to Strike <i>Plaintiff's Surreply</i> , filed by Defendant M. VANCE. (Attachments: # 1 Text of Proposed Order)(Kalmbach, Melanie) (Entered: 10/10/2025)
10/15/2025	67	RECEIPT #17623 for partial filing fee in the amount of \$18.00, paid by KENNETH KIPP. (DJH) (Entered: 10/15/2025)
11/04/2025	68	RESPONSE in Opposition re 61 MOTION for Summary Judgment , filed by Plaintiff KENNETH KIPP. (Attachments: # 1 Exhibit)(SAM) (Entered: 11/05/2025)
11/12/2025	69	REPLY in Support of Motion re 61 MOTION for Summary Judgment , filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS. (Attachments: # 1 Exhibit, # 2 Exhibit)(Taylor, Joshua) (Entered: 11/12/2025)
11/18/2025	70	RECEIPT #18113 for Partial filing fee fee in the amount of \$59.90, paid by KENNETH KIPP. (JHS) (Entered: 11/18/2025)

12/01/2025	72	Surreply to 69 Reply in Support of 61 MOTION for Summary Judgment, filed by Plaintiff KENNETH KIPP. (LBT) (Entered: 12/03/2025)
12/02/2025	71	RECEIPT #18326 for partial filing fee in the amount of \$38.00, paid by KENNETH KIPP. (DJH) (Entered: 12/02/2025)
12/04/2025	73	ORDER PROVIDING NOTICE OF SATISFACTION OF FILING FEE - The Court's records reflect that the plaintiff has paid the full district court filing fee in this action. A copy of this Notice shall be distributed to the plaintiff's custodian. Signed by Chief District Judge James Russell Sweeney, II on 12/4/2025 (Copies mailed per distribution list).(LBT) (Entered: 12/05/2025)
12/08/2025	74	MOTION for Court Assistance, filed by Plaintiff KENNETH KIPP. (JRB) (Entered: 12/10/2025)
12/22/2025	75	RECEIPT #18623 for Partial filing fee fee in the amount of \$23.00, paid by KENNETH KIPP. (JHS) (Entered: 12/22/2025)
12/29/2025	76	MOTION for Court Assistance re Balance of Filing Fee, filed by Plaintiff KENNETH KIPP. (SAM) (Entered: 12/30/2025)
12/30/2025	77	ORDER PROVIDING NOTICE OF SATISFACTION OF FILING FEE - The Court's records reflect that the plaintiff has paid the full district court filing fee in this action. The Clerk is required to issue a refund to the plaintiff for any overpayments made. A copy of this Notice shall be distributed to the plaintiff's custodian. (See Order.) Signed by Chief District Judge James Russell Sweeney, II on 12/30/2025. Copies sent pursuant to distribution list. (CCG) (Entered: 12/30/2025)
12/31/2025	78	MOTION Court Assistance for Refund of Fees, filed by Plaintiff KENNETH KIPP. (BAA) (Entered: 12/31/2025)
01/16/2026	79	ORDER - 74 , 76 and 78 Motions for Court Assistance with the Filing Fee are GRANTED. As of the writing of this Order, the Court's Finance Department reports that Plaintiff has overpaid the filing fee in this case by \$23.00 and that a refund will be issued next month. See Order for details. Signed by Magistrate Judge Tim A. Baker on 1/16/2026 (Copy mailed to Plaintiff). (LBT) (Entered: 01/16/2026)
02/06/2026	80	MOTION for Court Assistance re Correct Refund Amount in 79 Order on Motion for Court Assistance, filed by Plaintiff KENNETH KIPP. (Attachments: # 1 Exhibit)(SAM) (Entered: 02/09/2026)
03/11/2026	81	ORDER - Earlier in the case, Plaintiff filed multiple motions asking for assistance with receiving a refund of the amounts he overpaid toward the \$350.00 filing fee for this case. Plaintiff filed another motion stating that the Court made a mistake and that he actually paid \$391.00 toward the \$350.00 filing fee, which means that he overpaid by \$41.00, not \$23.00. Dkt. 80. He asks the Court to refund him the correct amount of money. The motion, dkt. 80 , is denied. The Court has confirmed with its Finance Department that, as of the date it issued its January 2026 Order, Plaintiff had paid \$373.00 toward the filing fee in this case, meaning that he overpaid by \$23.00, not \$41.00. The Finance Department reports that no further payments have been received for this case. The clerk is directed to enclose a public docket sheet with Plaintiff's copy of that Order. The docket sheet includes receipts for all payments received for this case. Signed by Magistrate Judge Tim A. Baker on 3/11/2026. (Copy to plaintiff via US Mail.) (Attachments: # 1 Public Docket Sheet) (KAA) (Entered: 03/11/2026)
03/25/2026	82	Order Granting Defendant Monica Vance's Motion for Summary Judgment - Dr. Vance's motion to strike Mr. Kipp's surreply, dkt. 66 , and motion for summary judgment, dkt. 50 , are granted. The claims against Dr. Vance are dismissed without prejudice. No

		partial final judgment shall issue as to the dismissal of these claims. SEE ORDER. Signed by Chief District Judge James Russell Sweeney, II on 3/25/2026. (KAA) (Entered: 03/26/2026)
07/06/2026	83	MOTION for Status Report, filed by Plaintiff KENNETH KIPP. (LBT) (Entered: 07/07/2026)
07/17/2026	84	NOTICE of Appearance by Benjamin Daniel Ice on behalf of Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS. (Ice, Benjamin) (Entered: 07/17/2026)
07/17/2026	85	MOTION to Withdraw Attorney Appearance - <i>Jeb A. Crandall and Joshua R. Taylor</i> , filed by Defendants BERG, CENTURION OF INDIANA L.L.C., LUKEN, B. RIGGS. (Attachments: # 1 Proposed Order)(Crandall, Jeb) (Entered: 07/17/2026)
07/20/2026	86	ORDER granting 85 Motion to Withdraw Attorney Appearance. Attorney Jeb Adam Crandall and Joshua R Taylor withdrawn. Signed by Magistrate Judge Tim A. Baker on 7/20/2026. Copy to Plaintiff via US Mail. (AAS) (Entered: 07/20/2026)
09/02/2026	 87	MOTION for Status Report Re 50 Motion for Summary Judgement, filed by Plaintiff KENNETH KIPP. (RMM) (Entered: 09/03/2026)
09/08/2026	88	ORDER GRANTING IN PART AND DENYING IN PART DEFENDANTS' MOTION FOR SUMMARY JUDGMENT - The defendants' motion for summary judgment is granted in part and denied in part. The motion is denied as to Mr. Kipp's claims against Centurion and granted as to his claims against Nurses Riggs, Berg, and Luken. The clerk shall terminate the nursing defendants on the docket. Mr. Kipp's motion for status report, dkt. 83 , is granted consistent with this Order. The Court prefers that Mr. Kipp be represented by counsel for the remainder of this action. Thus, the Court reconsiders its previous order denying Mr. Kipp's motion for counsel, dkt. 37 , and finds it should be granted. The Court will attempt to recruit counsel to assist Mr. Kipp through final judgment. (SEE ORDER.) Copy sent to plaintiff via US mail.. Signed by Chief District Judge James Russell Sweeney, II on 9/8/2026. (TPS) (Entered: 09/08/2026)

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