

*** PUBLIC DOCKET ***

U.S. District Court Southern District of Indiana (Evansville) CIVIL DOCKET FOR CASE #: 3:23-cv-00176-RLY-CSW

MARTIN v. NOBLE et al

Assigned to: District Judge Richard L Young
Referred to: Magistrate Judge Crystal S. Wildeman
Demand: \$50,000
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 10/25/2023

Jury Demand: Both

Nature of Suit: 555 Prisoner Petitions -
Prison Condition
Jurisdiction: Federal Question

Plaintiff

CLARENCE A. MARTIN, JR.

represented by **CLARENCE A. MARTIN, JR.**

984929

BRANCHVILLE - CF
BRANCHVILLE CORRECTIONAL
FACILITY
Inmate Mail/Parcels
21390 Old State Road 37
BRANCHVILLE, IN 47514
PRO SE

V.

Defendant

J. NOBLE

represented by **Eric Ryan Shouse**

Lewis And Wilkins LLP
8777 Purdue Rd
Suite 104
Indianapolis, IN 46268
317-636-7460
Email: shouse@lewisandwilkins.com
ATTORNEY TO BE NOTICED

Defendant

M. POEHLIN

Sergeant

represented by **Eric Ryan Shouse**

(See above for address)

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/25/2023	1	CONSENT to Prisoner E-Service by CLARENCE A. MARTIN, JR located at BRANCHVILLE CF. Pursuant to General Order 2013-1, documents submitted by CLARENCE A. MARTIN, JR 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. (CCG) (Entered: 10/25/2023)
10/25/2023	2	COMPLAINT against N. LAGENOUR, L. NOBLE, DIANE PFEIFFER, M. POEHLIN, filed by CLARENCE A. MARTIN, JR. (No fee paid with this filing) (Attachments: # 1 Exhibit)(CCG) (Entered: 10/25/2023)
10/25/2023	3	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff CLARENCE A. MARTIN, JR. (Attachments: # 1 Exhibit)(CCG) (Entered: 10/25/2023)
10/25/2023	4	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (CCG) (Entered: 10/25/2023)
10/25/2023	5	Notice to File Rule 7.1 Disclosure Statement. (RAGS) (CCG) (Entered: 10/25/2023)
10/27/2023	6	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. (MEH) (Entered: 10/27/2023)
10/30/2023	7	MOTION for clarification, filed by Plaintiff CLARENCE A. MARTIN, JR. (LF) (Entered: 10/30/2023)
11/02/2023	8	Order on In Forma Pauperis Status and Plaintiff's Motion for Clarification - The plaintiff's motion to proceed in forma pauperis, dkt. 3 , is granted. 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. The plaintiff's motion for clarification regarding his responsibilities for serving the complaint, dkt. 7 , is granted to the extent that the plaintiff is notified that this action shall now be screened and that the court will assist with service of process. No further action is required by the plaintiff at this time. Signed by District Judge Richard L Young on 11/02/2023. (KAA) (Entered: 11/02/2023)
12/12/2023	9	Correspondence REQUESTING COPY of Case Docket Sheet, filed by Clarence A. Martin Jr.. (Attachments: # 1 Docket Sheet) (JRB) (Entered: 12/12/2023)
01/11/2024	10	MOTION for Court Assistance, filed by Plaintiff CLARENCE A. MARTIN, JR. (LBT) (Entered: 01/11/2024)
01/23/2024	11	MOTION to correct clerks record, filed by Plaintiff CLARENCE A. MARTIN, JR. (Attachments: # 1 Exhibit)(LF) (Entered: 01/24/2024)
01/31/2024	12	Order Screening Complaint and Directing Further Proceedings - Because Mr. Martin is incarcerated, the court must screen the complaint before service on the defendants. Mr. Martin's Fourteenth Amendment racial discrimination claims against Captain Noble and Sergeant Poehlein SHALL PROCEED. Mr. Martin's Eighth Amendment conditions of confinement claim against Sergeant Poehlein also SHALL PROCEED. These are the only viable claims identified by the court. All other claims are DISMISSED. The clerk is directed to terminate Diane Pfeiffer and N. Lagenour as Defendants on the docket. The clerk is directed pursuant to Fed. R. Civ. P. 4(c)(3) to issue process to Defendants Captain Noble and Sergeant Poehlein in the manner specified by Rule 4(d). Process shall consist of the complaint, dkt. 2 , 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 these IDOC employees electronically. (See Order.) Signed by District Judge Richard L. Young on 1/31/2024. (JSR) (Entered: 01/31/2024)
01/31/2024	13	NOTICE of Lawsuit & Waiver Issued by Clerk upon: 1) L. Noble 2) M. Poehlein (JSR) (Entered: 01/31/2024)

01/31/2024	14	Documents to be Sent via Electronic Notice - re 13 NOTICE of Lawsuit & Waiver Issued by Clerk, 2 Complaint, 12 Order. Electronic Notice to IDOC. (JSR) (Entered: 01/31/2024)
02/23/2024	15	*** PLEASE DISREGARD - WITHDRAWN PER DKT. 28 *** REQUEST for Production of Documents Discovery, filed by Plaintiff CLARENCE A. MARTIN, JR. (AJG) Modified on 4/10/2024 (AAS). (Entered: 02/23/2024)
02/23/2024	16	*** PLEASE DISREGARD - WITHDRAWN PER DKT. 28 *** Submission of Subpoena Duces Tecum, filed by Plaintiff CLARENCE A. MARTIN, JR. (LBT) Modified on 4/10/2024 (AAS). (Entered: 02/23/2024)
02/29/2024	17	MOTION to Clarify, filed by Plaintiff CLARENCE A. MARTIN, JR. (SWM) (Entered: 02/29/2024)
03/01/2024	18	NOTICE of Appearance by Erica Lee Sawyer on behalf of Defendants L. NOBLE, M. POEHLEIN. (Sawyer, Erica) (Entered: 03/01/2024)
03/01/2024	19	NOTICE of Appearance by Hannah Lynette Hulsey on behalf of Defendants L. NOBLE, M. POEHLEIN. (Hulsey, Hannah) (Entered: 03/01/2024)
03/01/2024	20	WAIVER OF SERVICE Returned Executed, filed by M. POEHLEIN, L. NOBLE. M. POEHLEIN waiver sent on 1/31/2024; L. NOBLE waiver sent on 1/31/2024. (Hulsey, Hannah) (Entered: 03/01/2024)
03/07/2024	22	Correspondence REQUESTING COPY of Case Docket Sheet, filed by Clarence Martin. (Attachments: # 1 Public Docket sheet) (LF) (Entered: 03/08/2024)
03/08/2024	21	MOTION to Strike 15 Request for Production of Documents, 16 Submission , filed by Defendants L. NOBLE, M. POEHLEIN. (Attachments: # 1 Text of Proposed Order Proposed Order Granting Motion to Strike)(Hulsey, Hannah) (Entered: 03/08/2024)
03/18/2024	23	MOTION to Withdraw Subpoena Duces Tecum, filed by Plaintiff CLARENCE A. MARTIN, JR. (Attachments: # 1 Text of Proposed Order)(LBT) (Entered: 03/19/2024)
03/18/2024	24	MOTION to Withdraw Request for Production of Documents, filed by Plaintiff CLARENCE A. MARTIN, JR. (Attachments: # 1 Text of Proposed Order)(LBT) (Entered: 03/19/2024)
03/28/2024	25	ANSWER to Plaintiff's Complaint, Affirmative Defenses and Demand for Jury Trial, filed by Defendants L. NOBLE, M. POEHLEIN. (Hulsey, Hannah) (Entered: 03/28/2024)
04/03/2024	26	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 10/29/2024. Discovery due by 9/30/2024. Signed by Magistrate Judge Crystal S. Wildeman on 04/03/2024.(AAT) (Entered: 04/04/2024)
04/10/2024	27	NOTICE of Discovery Compliance, filed by Defendants L. NOBLE, M. POEHLEIN (Hulsey, Hannah) (Entered: 04/10/2024)
04/10/2024	28	ORDER ON PENDING MOTIONS - Plaintiff's motion for Court assistance, Dkt. 10 , is granted. The clerk is directed to enclose a public docket sheet with Plaintiff's copy of this Order. Plaintiff's motion to correct the docket, Dkt. 11 , is granted to the extent that the clerk is directed to update the docket to reflect that the correct name of the defendant identified as "L. Noble" is "J. Noble." The Court also deems Plaintiff's motion as constituting a proper jury demand under Federal Rule of Civil Procedure 38(b), and the

		<p>clerk is directed to update the docket to reflect that he has demanded a jury trial. Plaintiff's motions to withdraw his proposed subpoena and non-party request for production, Dkts. 23 and 24 , are granted. The request for production, Dkt. 15 , and proposed subpoena, Dkt. 16 , are withdrawn. Defendants' motion to strike them, Dkt. 21 , is denied as moot. Plaintiff's motion to clarify, Dkt. 17 , is granted to the extent that the Court responds that non-parties cannot be required to respond to requests for production of documents unless they are first properly served with a subpoena. SEE ORDER. Signed by Magistrate Judge Crystal S. Wildeman on 04/10/2024. (Attachments: # 1 Public Docket Sheet) (AAS) (Entered: 04/10/2024)</p>
04/17/2024	29	<p>SCHEDULING ORDER: Telephonic Discovery Conference set for 6/10/2024 10:00 AM (Central Time) before Magistrate Judge Crystal S. Wildeman. The Court will contact counsel through the Court's electronic filing system with the call-in information to be used to participate in the conference. The Court will contact staff at Branchville Correctional Facility by separate email with the call-in information to be used to connect Mr. Martin to the conference. The purposes of the Discovery Conference are to address (SEE ORDER). Signed by Magistrate Judge Crystal S. Wildeman on 4/17/2024.(SWM) (Entered: 04/18/2024)</p>
04/17/2024	30	<p>ORDER to Make Inmate Available - via Telephone. Warden of BRANCHVILLE CORRECTIONAL FACILITY ordered to make CLARENCE A. MARTIN, JR. Available - via Telephone for court proceeding on 6/10/2024 at 10:00 A.M. (Central Time). Distributed to Branchville CF Staff via email. Signed by Magistrate Judge Crystal S. Wildeman on 4/17/2024.(SWM) (Entered: 04/18/2024)</p>
05/28/2024	31	<p>NOTICE of Service of Initial Disclosures , filed by Defendants J. NOBLE, M. POEHLEIN. (Hulsey, Hannah) (Entered: 05/28/2024)</p>
06/10/2024	33	<p>MINUTE ORDER for proceedings held before Magistrate Judge Crystal S. Wildeman: Status Conference held on 6/10/2024. Plaintiff Clarence Martin, Jr., appeared on his own behalf. Hannah Hulsey appeared for defendants Michael Poehlein and Joseph Noble. The parties discussed ongoing discovery. Mr. Martin made an oral motion to extend the deadline to file a motion for leave to amend his complaint. That motion is GRANTED. The following pretrial deadlines, see Dkt. 26 , are RESET to the dates indicated below: Motions to Amend Pleadings due by June 24, 2024. Settlement Demand due by June 24, 2024.**SEE ORDER**. Signed by Magistrate Judge Crystal S. Wildeman. (TMB) (Distributed per distribution list) (Entered: 06/10/2024)</p>
06/24/2024	34	<p>NOTICE <i>to the Court</i>, filed by Defendants J. NOBLE, M. POEHLEIN (Attachments: # 1 Exhibit A - Declaration of Diane Pfeiffer) (Hulsey, Hannah) (Entered: 06/24/2024)</p>
06/24/2024	35	<p>MOTION to Amend Complaint, filed by Plaintiff CLARENCE A. MARTIN, JR. (SWM) (Entered: 06/26/2024)</p>
06/24/2024	36	<p>**STRICKEN PER DKT. 50** AMENDED COMPLAINT against All Defendants, filed by CLARENCE A. MARTIN, JR. (Attachments: # 1 Exhibit)(LF) Modified on 10/21/2024 (LBT). (Entered: 06/26/2024)</p>
07/11/2024	37	<p>MOTION for Sanctions, filed by Plaintiff CLARENCE A. MARTIN, JR. (Attachments: # 1 Exhibit) (BAA) (Entered: 07/11/2024)</p>
07/18/2024	38	<p>Correspondence REQUESTING COPY of Case Docket Sheet, filed by Clarence Martin, Jr. (Attachments: # 1 Public Docket Sheet) (AAS) (Entered: 07/19/2024)</p>
07/25/2024	39	<p>RESPONSE in Opposition re 37 MOTION for Sanctions , filed by Defendants J. NOBLE, M. POEHLEIN. (Attachments: # 1 Exhibit Exhibit A)(Hulsey, Hannah) (Entered: 07/25/2024)</p>

08/16/2024	40	NOTICE of Substitution of Appearance by Thomas Pratt replacing <i>Hannah L. Hulsey</i> on behalf of J. NOBLE, M. POEHLEIN (Pratt, Thomas) (Entered: 08/16/2024)
08/29/2024	41	NOTICE <i>Regarding Settlement Conference</i> , filed by Defendants J. NOBLE, M. POEHLEIN, re 26 Order Setting Pretrial Schedule and Discussing Discovery in Prisoner Litigation. (Sawyer, Erica) (Entered: 08/29/2024)
08/29/2024	42	NOTICE Regarding Settlement Conference, filed by Plaintiff CLARENCE A. MARTIN, JR (JSR) (Entered: 08/30/2024)
08/30/2024	43	MOTION to Take Deposition from Clarence Martin , filed by Defendants J. NOBLE, M. POEHLEIN. (Attachments: # 1 Text of Proposed Order Granting Defendants' Motion for Leave to Take Deposition of Plaintiff)(Sawyer, Erica) (Entered: 08/30/2024)
09/05/2024	44	ORDER granting 43 Motion to Take Deposition from Clarence Martin. The Defendants are granted leave to depose Plaintiff Clarence Martin as provided for in Rule 30(d)(1), prior to the close of discovery. Signed by Magistrate Judge Crystal S. Wildeman on 9/5/2024. (LBT) (Entered: 09/05/2024)
09/06/2024	45	Correspondence REQUESTING COPY of Case Docket Sheet, filed by CLARENCE A. MARTIN, JR.. (Attachments: # 1 Public Docket Sheet) (JSR) (Entered: 09/09/2024)
09/30/2024	46	MOTION for Extension of Time for Discovery, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 09/30/2024)
09/30/2024	47	MOTION for Extension of Time to October 30, 2024 in which to 26 Order Setting Pretrial Schedule and Discussing Discovery in Prisoner Litigation <i>and November 29, 2024 to file Motion for Summary Judgment</i> , filed by Defendants J. NOBLE, M. POEHLEIN. (Attachments: # 1 Text of Proposed Order Order Granting Defendants' Motion to Extend Discovery and Summary Judgment Deadline)(Sawyer, Erica) (Entered: 09/30/2024)
10/02/2024	48	ORDER - Plaintiff's motion for spoliation sanctions, Dkt. 37 , is denied for the reasons stated in Section I, and the parties' motions for extension of time, Dkt. 46 and 47 , are granted to the extent stated in Section II. SEE ORDER. Signed by Magistrate Judge Crystal S. Wildeman on 10/2/2024.(JRB) (Entered: 10/02/2024)
10/10/2024	49	MOTION to Compel, filed by Plaintiff CLARENCE A. MARTIN, JR. (CKM) Modified on 10/16/2024 (CKM). (Entered: 10/10/2024)
10/21/2024	50	ORDER DENYING MOTION FOR LEAVE TO AMEND COMPLAINT AND STRIKING AMENDED COMPLAINT - 35 Motion for Leave to File Amended Complaint is DENIED. The clerk is directed to strike the amended complaint filed at Docket No. 36 . The complaint at Docket No. 1 remains the operative complaint in this matter. This matter will continue to proceed according to the Order Setting Pretrial Schedule and Discussing Prisoner Litigation at Docket No. 26 and the extensions of time granted at Docket No. 48 . Signed by District Judge Richard L Young on 10/21/2024. (LBT) (Entered: 10/21/2024)
10/21/2024	51	MOTION for Leave to Take Deposition of Defendants, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 10/23/2024)
10/23/2024	52	ORDER - Plaintiff's motion to compel, Dkt. 49 , is denied without prejudice. SEE ORDER. Signed by Magistrate Judge Crystal S. Wildeman on 10/23/2024. (AAS) (Entered: 10/23/2024)
10/24/2024	53	MOTION for Leave to Take Deposition of Jordan Dixon, filed by Plaintiff CLARENCE A. MARTIN, JR. (TPS) (Entered: 10/25/2024)
10/25/2024	54	ORDER denying 51 Motion for Leave to File: The motion, Dkt. 51 , is, denied without prejudice. Any renewed motion must be filed within 14 days of the date of this Order and

		explain what arrangements Plaintiff has made or intends to make to take and pay for any depositions. See Order for details. Signed by Magistrate Judge Crystal S. Wildeman on 10/25/2024. (LF) (Entered: 10/25/2024)
10/29/2024	55	ORDER denying 53 Motion for Leave to Take Deposition of Jordan Dixon - SEE ORDER. Signed by Magistrate Judge Crystal S. Wildeman on 10/29/2024. (JRB) (Entered: 10/30/2024)
10/29/2024	56	MOTION to Appoint Counsel, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 10/30/2024)
11/14/2024	57	ORDER denying 56 WITHOUT PREJUDICE MOTION FOR ASSISTANCE WITH RECRUITING COUNSEL AND DIRECTING FURTHER PROCEEDINGS: Plaintiff's motion for assistance recruiting counsel is denied without prejudice. Dkt. 56. 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. Signed by District Judge Richard L Young on 11/14/2024. (Attachments: # 1 Blank Counsel Form) (LF) (Entered: 11/14/2024)
11/15/2024	58	MOTION for Assistance with Recruiting Counsel, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 11/18/2024)
11/22/2024	59	ORDER denying 58 Motion for Assistance with Recruiting Counsel for the reasons set for in the Order of November 14, 2024. Signed by District Judge Richard L Young on 11/22/2024. (TPS) (Entered: 11/22/2024)
12/27/2024	60	MOTION to Amend, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 12/30/2024)
01/02/2025	61	MOTION for Partial Summary Judgment , filed by Defendant M. POEHLEIN. (Sawyer, Erica) (Entered: 01/02/2025)
01/02/2025	62	BRIEF/MEMORANDUM in Support re 61 MOTION for Partial Summary Judgment , filed by Defendant M. POEHLEIN. (Sawyer, Erica) (Entered: 01/02/2025)
01/02/2025	63	Designation of Evidence re 61 MOTION for Partial Summary Judgment , filed by Defendant M. POEHLEIN. (Attachments: # 1 Exhibit A. Plaintiffs Deposition Transcript, # 2 Exhibit A. Plaintiffs Deposition Transcript pt. 2, # 3 Exhibit B. Relevant Offender Grievance Response Report, Case Log #136277)(Sawyer, Erica) (Entered: 01/02/2025)
01/02/2025	64	NOTICE <i>Regarding Right To Respond To and Submit Evidence In Opposition to Motion for Partial Summary Judgment</i> , filed by Defendant M. POEHLEIN, re 61 MOTION for Partial Summary Judgment . (Sawyer, Erica) (Entered: 01/02/2025)
01/17/2025	65	Correspondence REQUESTING COPY of Case Docket Sheet, filed by CLARENCE A. MARTIN, JR.. (Attachments: # 1 Public Docket Sheet) (KAA) (Entered: 01/21/2025)
01/31/2025	66	MOTION for Extension of Time to File Response to 61 MOTION for Partial Summary Judgment, filed by Plaintiff CLARENCE A. MARTIN, JR. (TPS) (Entered: 02/03/2025)
02/07/2025	67	ORDER - ON PLAINTIFF'S MOTION FOR EXTENSION OF TIME; This matter is before the court on pro se Plaintiff Clarence A. Martin, Jr.'s Motion for Extension of Time. Dkt. 66 . The Court, having examined said motion and finding good cause, now GRANTS the same. IT IS THEREFORE ORDERED that Mr. Martin, Jr., has up to and including March 3, 2025, to respond to Defendant Poehlein's Motion for Partial Summary Judgment. (Dkt. 61). Signed by Magistrate Judge Crystal S. Wildeman on 2/7/25. (CKM) (Entered: 02/07/2025)

02/27/2025	68	MOTION for Extension of Time to File Response to 61 MOTION for Partial Summary Judgment , filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 02/27/2025)
03/03/2025	69	ORDER granting 68 Motion for Extension of Time to Respond to 61 MOTION for Partial Summary Judgment to 3/18/2025. Signed by Magistrate Judge Crystal S. Wildeman on 3/3/2025. (JRB) (Entered: 03/03/2025)
03/18/2025	70	RESPONSE in Opposition to 61 MOTION for Partial Summary Judgment , filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 03/18/2025)
03/18/2025	71	BRIEF/MEMORANDUM in Support of Response in Opposition to 61 MOTION for Partial Summary Judgment , filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 03/18/2025)
03/18/2025	72	Designation of Evidence of 70 Response in Opposition to 61 MOTION for Partial Summary Judgment , filed by Plaintiff CLARENCE A. MARTIN, JR. (Attachments: # 1 Exhibit)(JRB) (Attachment 1 replaced on 3/21/2025) (MEH). (Entered: 03/18/2025)
03/18/2025	73	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 03/18/2025)
03/20/2025	74	ENTRY ON MOTION TO RECONSIDER SCREENING: Mr. Martin's motion to amend order denying motion to amend complaint and striking amended complaint, dkt. 60 , is DENIED. See Order for details. Signed by District Judge Richard L Young on 3/20/2025. (LF) (Entered: 03/21/2025)
04/01/2025	75	REPLY in Support of Motion re 61 MOTION for Partial Summary Judgment , filed by Defendant M. POEHLEIN. (Sawyer, Erica) (Entered: 04/01/2025)
04/14/2025	76	Correspondence REQUESTING COPY of Case Docket Sheet, filed by Clarence Martin Jr.. (Attachments: # 1 Docket Sheet) (JRB) (Entered: 04/14/2025)
04/25/2025	77	MOTION to Strike 75 Reply in Support of Motion, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 04/25/2025)
05/09/2025	78	RESPONSE in Opposition re 77 MOTION to Strike 75 Reply in Support of Motion , filed by Defendants J. NOBLE, M. POEHLEIN. (Sawyer, Erica) (Entered: 05/09/2025)
05/29/2025	79	Correspondence REQUESTING COPY of Case Docket Sheet, filed by Clarence Martin Jr.. (Attachments: # 1 Docket Sheet) (JRB) (Entered: 05/29/2025)
06/09/2025	80	RESPONSE in Opposition to 77 MOTION to Strike 75 Reply in Support of Motion, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 06/09/2025)
06/12/2025	81	NOTICE of Substitution of Appearance by Allison Mauk replacing <i>ERICA SAWYER</i> on behalf of J. NOBLE, M. POEHLEIN (Mauk, Allison) (Entered: 06/12/2025)
07/07/2025	82	Correspondence REQUESTING COPY of Case Docket Sheet, filed by CLARENCE A. MARTIN, JR.. (Attachments: # 1 Docket Sheet) (JRB) (Entered: 07/07/2025)
07/14/2025	83	Correspondence REQUESTING COPY of Case Docket Sheet, filed by Clarence Martin Jr.. (Attachments: # 1 Docket Sheet) (JRB) (Entered: 07/14/2025)
07/17/2025	84	MOTION for Court Assistance, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 07/17/2025)
08/01/2025	85	Correspondence REQUESTING COPY of Case Docket Sheet, filed by Clarence Martin Jr.. (Attachments: # 1 Docket Sheet) (JRB) (Entered: 08/01/2025)

08/05/2025	86	NOTICE of Appearance by Eric Ryan Shouse on behalf of Defendants J. NOBLE, M. POEHLEIN. (Shouse, Eric) (Entered: 08/05/2025)
08/11/2025	87	MOTION to Withdraw Attorney Appearance , filed by Defendants J. NOBLE, M. POEHLEIN. (Attachments: # 1 Text of Proposed Order ORDER GRANTING MOTION TO WITHDRAW APPEARANCE)(Pratt, Thomas) (Entered: 08/11/2025)
08/11/2025	88	MOTION to Withdraw Attorney Appearance , filed by Defendants J. NOBLE, M. POEHLEIN. (Attachments: # 1 Text of Proposed Order ORDER GRANTING MOTION TO WITHDRAW APPEARANCE)(Mauk, Allison) (Entered: 08/11/2025)
08/12/2025	89	ORDER - granting 87 Motion to Withdraw Attorney Appearance. Attorney Thomas Pratt withdrawn. The appearance of E. Ryan Shouse of Lewis And Wilkins LLP shall remain in effect. Signed by Magistrate Judge Crystal S. Wildeman on 8/12/25. (CKM) (Entered: 08/12/2025)
08/12/2025	90	ORDER - granting 88 Motion to Withdraw Attorney Appearance. Attorney Allison Mauk withdrawn. The appearance of E. Ryan Shouse of Lewis And Wilkins LLP shall remain in effect. Signed by Magistrate Judge Crystal S. Wildeman on 8/12/25. (CKM) (Entered: 08/12/2025)
08/14/2025	91	ORDER - Plaintiff's motion for Court assistance, dkt. 84 , is granted to the extent that the Court informs as follows: Defendants' recent changes in counsel do not moot any pending motions that have been filed, so Defendant Poehlein's motion for partial summary judgment, Dkt. 61 , remains pending, as does Plaintiff's motion to strike Defendant Poehlein's summary judgment reply, Dkt. 77 . The Court will rule on those motions by separate entry in due course. Signed by Magistrate Judge Crystal S. Wildeman on 8/14/2025. (AAS) (Entered: 08/15/2025)
09/04/2025	92	ORDER GRANTING DEFENDANTS' MOTION FOR SUMMARY JUDGMENT - Sgt. Poehlein 's motion for summary judgment, dkt. 61 , is GRANTED. Mr. Martin's motion to strike the defendant's reply, dkt. 77 , is DENIED. Partial final judgment will not issue. The only claims remaining are Fourteenth Amendment racial discrimination claims against Captain Noble and Sgt. Poehlein. The Court prefers that Mr. Martin be represented by counsel for the remainder of this action. The clerk is directed to send Mr. Martin a motion for assistance recruiting counsel with his copy of this Order. Mr. Martin has through 21 days after the docketing of this order. (SEE ORDER.) Signed by District Judge Richard L Young on 9/4/2025. (Attachments: # 1 Blank Motion for Assistance Recruiting Counsel Form) (TPS) (Entered: 09/04/2025)
09/08/2025	93	MOTION for Assistance with Recruiting Counsel, filed by Plaintiff CLARENCE A. MARTIN, JR. (JRB) (Entered: 09/08/2025)
09/18/2025	94	ORDER granting 93 MOTION FOR ASSISTANCE RECRUITING COUNSEL - Plaintiff's motion for assistance with recruiting counsel, dkt. 93 , is GRANTED to the extent that the Court will attempt to recruit pro bono counsel to represent Plaintiff through final judgment. Signed by District Judge Richard L Young on 9/18/2025. (AAS) (Entered: 09/18/2025)

Case #: 3:23-cv-00176-RLY-CSW