

***** PUBLIC DOCKET *******U.S. District Court
Southern District of Indiana (Indianapolis)
CIVIL DOCKET FOR CASE #: 1:23-cv-02242-JRS-KMB**

MCGINNIS v. MANNING et al
Assigned to: Chief District Judge James Russell Sweeney, II
Referred to: Magistrate Judge Kellie M. Barr
Demand: \$1,000,000
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 12/14/2023
Jury Demand: Both
Nature of Suit: 555 Prisoner Petitions -
Prison Condition
Jurisdiction: Federal Question

Plaintiff**ZACHARY J. MCGINNIS**

represented by **ZACHARY J. MCGINNIS**
202381
PENDLETON - CF
PENDLETON CORRECTIONAL
FACILITY
Inmate Mail/Parcels
4490 West Reformatory Road
PENDLETON, IN 46064
PRO SE

V.

Defendant**CHRISTOPHER MARTIN**
Sgt.

represented by **Carlton Wayne Anker**
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Defendant

ALEXZANDER KOENIG
Sgt.

represented by **Carlton Wayne Anker**
 (See above for address)
ATTORNEY TO BE NOTICED

Elijah B. Mollet
 (See above for address)
ATTORNEY TO BE NOTICED

Eric Ryan Shouse
 (See above for address)
ATTORNEY TO BE NOTICED

James Bolen
 (See above for address)
ATTORNEY TO BE NOTICED

Defendant

AMANDA TERRY
Sgt.

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ATTORNEY TO BE NOTICED

Elijah B. Mollet
 (See above for address)
ATTORNEY TO BE NOTICED

Eric Ryan Shouse
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James Bolen
 (See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/14/2023	<u>1</u>	CONSENT to Prisoner E-Service by ZACHARY J. MCGINNIS located at PENDLETON CF. Pursuant to General Order 2013-1, documents submitted by PENDLETON CF (Court Use Only) 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) Modified on 12/18/2023 - Updated dkt text (JSR). (Entered: 12/15/2023)
12/14/2023	2	COMPLAINT against BALL, ERNEST, JACKSON, LAWSON, MANNING, MCCAFFERTY, filed by ZACHARY J. MCGINNIS. (No fee paid with this filing) (Attachments: # 1 Exhibit)(CCG) (Entered: 12/15/2023)
12/14/2023	3	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit)(CCG) (Entered: 12/15/2023)
12/15/2023	4	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (CCG) (Entered: 12/15/2023)
12/15/2023	5	Notice to File Rule 7.1 Disclosure Statement. (RAGS) (CCG) (Entered: 12/15/2023)
12/18/2023	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. (JRT) (Entered: 12/18/2023)
12/27/2023	8	CONSENT to Jurisdiction to US Magistrate Judge by ZACHARY J. MCGINNIS. (Attachments: # 1 Existing ES consent)(LF) (Entered: 01/11/2024)
12/27/2023	9	MOTION to add claims and for copies, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit) (LF) (Entered: 01/11/2024)
01/08/2024	7	ORDER on Motion to Proceed In Forma Pauperis - 3 Motion for Leave to Proceed in forma pauperis is GRANTED to the extent that the plaintiff is assessed an initial partial filing fee of Four Dollars and Forty-Six Cents (\$4.46). See 28 U.S.C. § 1915(b)(1). The plaintiff shall have through February 8, 2024, in which to pay this sum to the clerk of the district court. See Order for details. Signed by Judge Jane Magnus-Stinson on 1/8/2024. (LBT) (Entered: 01/08/2024)
01/24/2024	11	Letter Received with Paymant from ZACHARY J. MCGINNIS. (Attachments: # 1 Envelope) (KAA) (Entered: 01/29/2024)
01/25/2024	10	RECEIPT #233 for Partial Filing fee in the amount of \$4.46, paid by Pendleton Correctional Facility for Zachary McGinnis. (LF) (Entered: 01/25/2024)
02/05/2024	12	MOTION for court to take notice, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Existing ES Consent)(DWH) (Entered: 02/06/2024)
02/21/2024	13	Submission of Documents, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Existing ES Consent)(LBT) (Entered: 02/22/2024)
02/26/2024	14	ENTRY ADDRESSING PENDING MOTIONS - 9 Motion and 12 Motion, which the Court construes as motions to file exhibits, are GRANTED to the extent that the clerk is directed to re-docket Mr. McGinnis' filings at Docket No. 9-1 and Docket No. 12 as his "Submission of Documents" and include copies of the same along with his copy of this Entry. Signed by Judge Jane Magnus-Stinson on 2/26/2024. (LBT) (Entered: 02/26/2024)
02/26/2024	15	Submission of Documents, filed by Plaintiff ZACHARY J. MCGINNIS. **Docketed per Order at Dkt. 14.** (LBT) (Entered: 02/26/2024)
03/20/2024	16	MOTION to Appoint Counsel, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit, # 2 Resubmission of E-Consent Form)(TPS) (Entered: 03/21/2024)

03/27/2024	17	Resubmission of Previously Filed Documents, filed by Plaintiff ZACHARY J. MCGINNIS. (JSR) (Entered: 03/28/2024)
06/14/2024	18	AMENDED COMPLAINT against BALL, ERNEST, JACKSON, LAWSON, MANNING, MCCAFFERTY, DENNIS REAGLE, SHAVER, filed by ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit)(AJG) (Entered: 06/17/2024)
07/03/2024	19	Correspondence REQUESTING COPY of Case Docket Sheet, filed by Zachery McGinnis. (Attachments: # 1 Public Docket Sheet) (AAS) (Entered: 07/09/2024)
09/12/2024	20	MOTION for Status Update, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Envelope)(AAS) (Entered: 09/13/2024)
11/05/2024	21	Order Screening Amended Complaint, Addressing Pending Motions, and Directing Further Proceedings - Because the plaintiff is a "prisoner," this Court must screen his amended complaint before service on the defendants. This summary of claims includes all of the viable claims identified by the Court. All other claims have been dismissed. If the plaintiff believes that additional claims were alleged in the complaint, but not identified by the Court, he shall have through November 28, 2024, in which to file a motion to reconsider the screening order. Only the following three defendants remain: Martin, Knoeing, and Terry. The clerk is directed to terminate all other defendants on the docket and add the three remaining defendants. Mr. McGinnis' motion for status, dkt 20 , is GRANTED to the extent that this Order directs further proceedings. Mr. McGinnis has also filed a motion for counsel. The Court finds that he has not made a reasonable effort to recruit counsel on his own before seeking the Court's assistance. His motion for assistance with recruiting counsel, dkt. 16 , must therefore be DENIED. The clerk is directed pursuant to Fed. R. Civ. P. 4(c) (3) to issue process to Defendants Martin, Knoeing, and Terry in the manner specified by Rule 4(d). Process shall consist of the amended complaint, dkt 18 , 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 District Judge Jane Magnus-Stinson on 11/5/2024. (JSR) (Main Document 21 replaced on 11/6/2024) (JSR). Modified on 11/6/2024 - Updated dkt text (JSR). (Entered: 11/05/2024)
11/05/2024	22	NOTICE of Lawsuit & Waiver Issued by Clerk upon: 1) Sgt. Martin, 2) Sgt. Knoeing, and 3) Sgt. Terry. (JSR) (Entered: 11/06/2024)
11/05/2024	23	Documents to be Sent via Electronic Notice - re 22 NOTICE of Lawsuit & Waiver Issued by Clerk, 21 Order on Motion to Appoint Counsel, 18 Amended Complaint. Electronic Notice to IDOC. (JSR) (Entered: 11/06/2024)
11/12/2024	24	MOTION for Reconsideration of 21 Screening Order, filed by Plaintiff ZACHARY J. MCGINNIS. (JRB) (Entered: 11/13/2024)
11/12/2024	25	***STRICKEN PER ORDER 34 *** AMENDED COMPLAINT against BALL, ERNEST, JACKSON, KNOEING, LAWSON, MANNING, MARTIN, MCCAFFERTY, DENNIS REAGLE, SHAVER, TERRY, filed by ZACHARY J. MCGINNIS.(JRB) Modified on 4/22/2025 (JSR). (Entered: 11/13/2024)
11/14/2024	26	AMENDED COMPLAINT, filed by ZACHARY J. MCGINNIS. (JSR) (Entered: 11/14/2024)
11/15/2024	27	MOTION for Reconsideration of 21 Screening Order, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Envelope)(JRB) (Entered: 11/18/2024)
11/26/2024	28	NOTICE of Appearance by Benjamin Cardwell on behalf of Defendants MARTIN, KNOEING, TERRY. (Cardwell, Benjamin) (Entered: 11/26/2024)

11/26/2024	29	WAIVER OF SERVICE Returned Executed, filed by KNOEING, MARTIN, TERRY. KNOEING waiver sent on 11/5/2024; MARTIN waiver sent on 11/5/2024; TERRY waiver sent on 11/5/2024. (Cardwell, Benjamin) (Entered: 11/26/2024)
11/26/2024	30	NOTICE of Appearance by Gustavo Angel Jimenez on behalf of Defendants MARTIN, KNOEING, TERRY. (Jimenez, Gustavo) (Entered: 11/26/2024)
12/26/2024	31	<i>Defendants'</i> ANSWER to Complaint (<i>at Dkt. 18</i>), <i>Affirmative Defenses, and Demand for a Jury Trial</i> , filed by MARTIN, KNOEING, TERRY.(Cardwell, Benjamin) (Entered: 12/26/2024)
12/30/2024	32	Submission of Rebuttal to Answer, filed by Plaintiff ZACHARY J. MCGINNIS. (JRB) (Entered: 12/31/2024)
01/21/2025	33	MOTION for Assistance with Recruiting Counsel, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit)(JRB) (Entered: 01/23/2025)
04/21/2025	34	ORDER SCREENING AMENDED COMPLAINT AND DIRECTING FURTHER PROCEEDINGS - On November 5, 2024, this Court issued a screening order partially dismissing Mr. McGinnis' amended complaint. Dkt. 21 . This order allowed Mr. McGinnis' Eighth Amendment condition-of-confinement claims against Defendants Sargent Christopher Martin, Sargent Alexzander Koenig, and Correctional Officer Amanda Terry to proceed. Mr. McGinnis subsequently filed two motions for reconsideration, dkts. 24 , 27 , and two amended complaints, dkts. 25 , 26 . The amended complaints are duplicative and so the Court will strike Docket Entry 25 and only consider the last-filed amended complaint at Docket Entry 26 . The motions for reconsideration, dkts. 24 and 27 , and motion for counsel, dkt. 33 , are denied without prejudice. The Eighth Amendment conditions-of-confinement claims against Defendants Martin, Terry, and Koenig are proceeding in this action. Defendants have 14 days to either (1) file a new answer to the operative amended complaint; or (2) notify the court that they will rely on the answer filed on December 26, 2024. The Court will exercise its discretion to sever Mr. McGinnis' plausible new claims into a separate action: (1) Fourteenth Amendment claims against Defendants Reagle, Shaver, and Earnest; and (2) Eighth Amendment deliberate indifference to serious mental health needs claims against Dr. Manning and Dr. McCafferty. Mr. McGinnis will have through May 16, 2025, to notify the Court whether he wishes for the Court to open a new case to address the new claims or whether he wishes to dismiss them without prejudice. If Mr. McGinnis does not respond to this Order, the Court will open a new case addressing the new claims after May 16, 2025. The Court notes that by opening a new case, Mr. McGinnis will have to pay the required filing fee or file a motion to proceed in forma pauperis. The clerk is directed to update the docket to reflect the proper spelling of the defendants' names: Christopher Martin, Alexzander Koenig, and Amanda Terry. (See Order.) Signed by District Judge Jane Magnus-Stinson on 4/21/2025. (JSR) (Entered: 04/22/2025)
04/28/2025	35	<i>Defendants'</i> ANSWER to 26 Amended Complaint , <i>Affirmative Defenses, and Demand for a Jury Trial</i> , filed by ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY.(Cardwell, Benjamin) (Entered: 04/28/2025)
05/05/2025	36	ANSWER to Interrogatories from Zachary McGinnis, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit)(JRB) (Entered: 05/05/2025)
05/06/2025	37	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 12/8/2025. Discovery due by 11/6/2025. Signed by Magistrate Judge Kellie M. Barr on 5/6/2025.(LBT) (Entered: 05/06/2025)
05/30/2025	38	ORDER DIRECTING OPENING OF NEW ACTION - The Court exercises its discretion to open a new case for the following claims: (1) Fourteenth Amendment claims against Defendants Reagle, Shaver, and Earnest and (2) Eighth Amendment deliberate indifference to serious mental health claims against Dr. Manning and Dr. McCafferty. The clerk is directed to open a new civil action in the Indianapolis Division consistent with the following: SEE ORDER. Signed by District Judge Jane Magnus-Stinson on 5/30/2025. (AAS) (Entered: 05/30/2025)
07/07/2025	39	MOTION for Extension of Time to July 21, 2025 to <i>Serve Initial Disclosures</i> , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Attachments: # 1 Text of Proposed Order)(Cardwell, Benjamin) (Entered: 07/07/2025)
07/07/2025	40	NOTICE of Service of Initial Disclosures , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Cardwell, Benjamin) (Entered: 07/07/2025)
07/08/2025	41	ORDER - Defendants have filed a motion seeking an extension of the deadline to serve initial disclosures, which is presently July 7, 2025. [Dkt. 37 .] Having reviewed the motion, the Defendants have established good cause in support. The motion, [Dkt. 39], is GRANTED, and the deadline for the parties to serve initial disclosures is now July 21, 2025. Copy to Plaintiff via US mail. Signed by Magistrate Judge Kellie M. Barr on 07/08/2025. (AJG) (Entered: 07/08/2025)
07/21/2025	42	NOTICE of Service of Settlement Demand, filed by Plaintiff ZACHARY J. MCGINNIS (JRB) (Entered: 07/21/2025)
07/28/2025	43	<i>Amended ANSWER to Complaint , Affirmative Defenses, and Demand for Jury Trial</i> , filed by ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY.(Cardwell, Benjamin) (Entered: 07/28/2025)
08/18/2025	44	NOTICE of Reassignment of Case to Chief District Judge James Russell Sweeney, II. Judge Jane Magnus-Stinson is no longer assigned to this case. Please include the new case number, 1:23-cv-02242-JRS-KMB , on all future filings in this matter. (Morrison, Griffen) (Entered: 08/18/2025)
09/05/2025	45	NOTICE Regarding Settlement Conference, filed by Plaintiff ZACHARY J. MCGINNIS (SAM) (Entered: 09/08/2025)
09/05/2025	46	NOTICE of Interrogatories for Defendant's Mailed to Attorney General, filed by Plaintiff ZACHARY J. MCGINNIS (SAM) (Entered: 09/08/2025)
10/02/2025	47	NOTICE of Discovery, filed by Plaintiff ZACHARY J. MCGINNIS (SAM) (Entered: 10/03/2025)
10/07/2025	48	MOTION for Extension of Time to to respond to Plaintiff's Request For Interrogatories For Defendant Martin , filed by Defendant CHRISTOPHER MARTIN. (Attachments: # 1 Text of Proposed Order Proposed Order to Motion for Extension of Time)(Cardwell, Benjamin) (Entered: 10/07/2025)

10/09/2025	49	ORDER GRANTING MOTION FOR ENLARGEMENT OF TIME - Defendant Martin, by counsel, having filed their Motion for Enlargement of Time and the Court, having reviewed the same and being duly advised in the premises, now finds that said Motion has merit and should be and hereby is GRANTED. [Dkt. 48 .] IT IS THEREFORE ORDERED that Defendant Martin shall have up to and including November 6, 2025 to respond to Plaintiff's Request for Interrogatories. Copy to Plaintiff via US mail. Signed by Magistrate Judge Kellie M. Barr on 10/09/2025. (AJG) (Entered: 10/09/2025)
10/10/2025	50	NOTICE of Appearance by Eric Ryan Shouse on behalf of Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Shouse, Eric) (Entered: 10/10/2025)
10/10/2025	51	MOTION to Take Deposition from Plaintiff , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Attachments: # 1 Text of Proposed Order Granting Leave to Depose Plaintiff)(Shouse, Eric) (Entered: 10/10/2025)
10/14/2025	52	MOTION to Withdraw Attorney Appearance , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Carlisle, Alexander) (Entered: 10/14/2025)
10/14/2025	53	MOTION to Withdraw Attorney Appearance , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Jimenez, Gustavo) (Entered: 10/14/2025)
10/14/2025	54	MOTION to Withdraw Attorney Appearance , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Cardwell, Benjamin) (Entered: 10/14/2025)
10/14/2025	55	ORDER - granting 53 Motion to Withdraw Attorney Appearance. Attorney Gustavo Angel Jimenez withdrawn. Signed by Magistrate Judge Kellie M. Barr on 10/14/25. (RSF) (Entered: 10/14/2025)
10/14/2025	57	ORDER GRANTING LEAVE TO DEPOSE PLAINTIFF - IDOC Defendants, by counsel, filed a Motion for Leave to Depose State Prisoner pursuant to Rule 30(a)(2)(B) of the Federal Rules of Civil Procedure. The Court, being duly advised, now GRANTS the motion. Defendants are granted leave to remotely depose Plaintiff, an inmate held in the custody of the Indiana Department of Correction no later than November 6, 2025. Signed by Magistrate Judge Kellie M. Barr on 10/14/2025. (AJG) (Entered: 10/15/2025)
10/15/2025	56	RESPONSE to Discovery Request from Zachary McGinnis, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit)(JRB) (Entered: 10/15/2025)
10/15/2025	58	ORDER - granting 54 Motion to Withdraw Attorney Appearance. Attorney Benjamin Cardwell withdrawn. Signed by Magistrate Judge Kellie M. Barr on 10/15/25. (CKM) (Entered: 10/15/2025)
10/15/2025	59	MOTION to Withdraw Attorney Appearance of <i>Alexander R. Carlisle</i> , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Attachments: # 1 Text of Proposed Order)(Carlisle, Alexander) (Entered: 10/15/2025)
10/15/2025	60	ORDER GRANTING MOTION TO WITHDRAW APPEARANCE - This matter comes before the Court on the motion of Defendants, Christopher Martin, Alexzander Koenig and Amanda Terry, to withdraw the appearance of Alexander R. Carlisle, Deputy Attorney General, as counsel for Defendants. [Filing No. 59.] The Court, having reviewed the motion and being duly advised thereon, finds that said motion should be, and hereby is, GRANTED. The appearance of Alexander R. Carlisle on behalf of Defendants is withdrawn. The appearance of Eric Ryan Shouse of Lewis and Wilkins, LLP, remains in effect. Defendants first Motion to Withdraw Appearance at [Filing No. 52], is DENIED

		AS MOOT. Signed by Magistrate Judge Kellie M. Barr on 10/15/2025. (AJG) (Entered: 10/15/2025)
10/21/2025	61	MOTION for Non Party Subpoena, filed by Plaintiff ZACHARY J. MCGINNIS. (JRB) (Entered: 10/21/2025)
10/22/2025	62	NOTICE of Documents Sent to Defendant and Request for Production of Documents, filed by Plaintiff ZACHARY J. MCGINNIS (JRB) (Entered: 10/22/2025)
10/30/2025	63	NOTICE of Appearance by James Bolen on behalf of Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Bolen, James) (Entered: 10/30/2025)
10/31/2025	64	ORDER GRANTING PLAINTIFF'S MOTION FOR NON-PARTY SUBPOENA - Plaintiff's motion requesting issuance of a subpoena, dkt. 61 , is granted. The Clerk is directed to enclose one endorsed, but otherwise blank, document subpoena with Plaintiff's copy of this Order. (SEE ORDER.) Signed by Magistrate Judge Kellie M. Barr on 10/31/2025. (Attachments: # 1 Blank Subpoena) (TPS) (Entered: 10/31/2025)
11/04/2025	65	Request for Video Footage from Defendants, filed by Plaintiff ZACHARY J. MCGINNIS. (JRB) (Entered: 11/04/2025)
11/05/2025	66	MOTION to Compel, filed by Plaintiff ZACHARY J. MCGINNIS. (JRB) (Entered: 11/05/2025)
11/05/2025	67	NOTICE of Declarations Served to Defendants, filed by Plaintiff ZACHARY J. MCGINNIS (JRB) (Entered: 11/05/2025)
11/07/2025	68	NOTICE of Appearance by Carlton Wayne Anker on behalf of Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Anker, Carlton) (Entered: 11/07/2025)
11/12/2025	69	ORDER - Plaintiff's motion to compel, dkt. 66 , is denied without prejudice. (See Order.) Signed by Magistrate Judge Kellie M. Barr on 11/12/2025. (AJG) (Entered: 11/12/2025)
12/08/2025	70	NOTICE of Appearance by Elijah B. Mollet on behalf of Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Mollet, Elijah) (Entered: 12/08/2025)
12/08/2025	71	MOTION for Partial Summary Judgment , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Mollet, Elijah) (Entered: 12/08/2025)
12/08/2025	72	Designation of Evidence re 71 MOTION for Partial Summary Judgment , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Attachments: # 1 Exhibit A - Deposition of McGinnis, # 2 Exhibit B - Affidavit of Koenig, # 3 Exhibit C - December 18, 2023 Logbook)(Mollet, Elijah) (Entered: 12/08/2025)
12/08/2025	73	BRIEF/MEMORANDUM in Support re 71 MOTION for Partial Summary Judgment , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Mollet, Elijah) (Entered: 12/08/2025)
12/08/2025	74	NOTICE REGARDING RIGHT TO RESPOND AND SUBMIT EVIDENCE IN OPPOSITION TO MOTION FOR SUMMARY JUDGMENT, filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY (Mollet, Elijah) (Entered: 12/08/2025)
12/08/2025	75	Witness List (Preliminary), filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Mollet, Elijah) (Entered: 12/08/2025)

12/16/2025	76	RESPONSE in Opposition re 74 NOTICE REGARDING RIGHT TO RESPOND , filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit)(SAM) Modified on 12/18/2025 to edit text (SAM). (Entered: 12/18/2025)
12/22/2025	77	RESPONSE in Opposition re 71 MOTION for Partial Summary Judgment , filed by Plaintiff ZACHARY J. MCGINNIS. (SAM) (Entered: 12/22/2025)
12/22/2025	78	Designation of Evidence re 77 Response in Opposition to Motion, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit)(SAM) (Entered: 12/22/2025)
01/05/2026	79	REPLY in Support of Motion re 71 MOTION for Partial Summary Judgment , filed by Defendants ALEXZANDER KOENIG, CHRISTOPHER MARTIN, AMANDA TERRY. (Mollet, Elijah) (Entered: 01/05/2026)
05/11/2026	80	TRIAL SETTING AND NOTICE OF FINAL PRETRIAL CONFERENCE - This cause is hereby set for a Jury Trial before Judge James R. Sweeney II on November 30, 2026 at 9:00 a.m. (ET) in Room 202 of the Birch Bayh Federal Building and U.S. Courthouse, 46 East Ohio Street, Indianapolis, Indiana. A Final Pretrial Conference is also set for November 12,2026 at 9:00 a.m. (ET) in Room 202 of the Birch Bayh Federal Building and U.S. Courthouse, 46 East Ohio Street, Indianapolis, Indiana. Signed by Chief District Judge James Russell Sweeney, II on 05/11/2026. (AJG) (Entered: 05/11/2026)
05/13/2026	81	ORDER - Before the Court is a document Plaintiff filed titled "Plaintiff Opposes Defendant's Response for Request of Video Footage and Motions to Compel Footage." Dkt. 76 . The motion, dkt. 76 , is denied for multiple reasons. Signed by Magistrate Judge Kellie M. Barr on 5/13/2026. (See Order.) (BAA) (Entered: 05/13/2026)
05/18/2026	82	ORDER GRANTING AND DENYING DEFENDANTS' 71 MOTION FOR PARTIAL SUMMARY JUDGMENT - The Defendants' motion for partial summary judgment, dkt. 71 is GRANTED as to Officer Koenig and Officer Terry and DENIED as to Sergeant Martin. The clerk is directed to send Mr. McGinnis a motion for assistance recruiting counsel with his copy of this Order. Mr. McGinnis has through June 19, 2026, to file a motion for counsel using this form motion or to inform the Court that he wishes to proceed pro se. SEE ORDER. Signed by Chief District Judge James Russell Sweeney, II on 5/18/2026. (Attachments: # 1 Motion to Appoint Counsel Form) (AMT) (Entered: 05/18/2026)
05/20/2026	83	MOTION to Appoint Counsel, filed by Plaintiff ZACHARY J. MCGINNIS. (Attachments: # 1 Exhibit)(RMM) (Entered: 05/21/2026)
05/20/2026	84	MOTION to Appoint Counsel, filed by Plaintiff ZACHARY J. MCGINNIS. (RMM) (Entered: 05/21/2026)
05/26/2026	85	ORDER GRANTING MOTIONS FOR ASSISTANCE WITH RECRUITING COUNSEL - Pending before the Court today are Plaintiff Zachary McGinnis's motions for assistance with recruiting counsel. Finding good cause, the Court hereby GRANTS Mr. McGinnis's motions, dkt. 83 , 84 , to the extent the Court will attempt to recruit counsel to represent him for the remainder of this case. He will be notified when this step has been taken. Signed by Chief District Judge James Russell Sweeney, II on 5/26/2026. (KAA) (Entered: 05/27/2026)

Case #: 1:23-cv-02242-JRS-KMB