

**U.S. District Court
Southern District of Indiana (Indianapolis)
CIVIL DOCKET FOR CASE #: 1:09-cv-00815-JMS-DML**

WITMER et al v. COMMISSIONER INDIANA
DEPARTMENT OF CORRECTION et al
Assigned to: Judge Jane Magnus-Stinson
Referred to: Magistrate Judge Debra McVicker Lynch
Case in other court: 7th Circuit, 11-01071
Cause: 42:1983 Civil Rights Act

Date Filed: 07/01/2009
Date Terminated: 12/08/2010
Jury Demand: Defendant
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff**ALEX WITMER**

represented by **Kenneth J. Falk**
ACLU OF INDIANA
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ATTORNEY TO BE NOTICED

Plaintiff**ZOFO BENJAMIN**

represented by **Kenneth J. Falk**
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V.

Defendant**COMMISSIONER INDIANA
DEPARTMENT OF CORRECTION**

represented by **David A. Arthur**
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Defendant**STEPHEN HALL**
in his official and individual capacity

represented by **David A. Arthur**
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ATTORNEY TO BE NOTICED

Defendant**MERLE HODGES**
in his official and individual capacity

represented by **David A. Arthur**
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Date Filed	#	Docket Text
07/01/2009	<u>1</u>	COMPLAINT against INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES, filed by MASTON WILLIS. (Attachments: # <u>1</u> Exhibit A-Offender Grievance)(NS) (Entered: 07/01/2009)
07/01/2009	<u>2</u>	CIVIL COVER SHEET, filed by Plaintiff MASTON WILLIS. (NS) (Entered: 07/01/2009)

07/01/2009	<u>3</u>	RECEIPT #IP013391 in the amount of \$ 350.00 (NS) (Entered: 07/01/2009)
07/01/2009	<u>4</u>	Summons Issued as to INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (NS) (Entered: 07/01/2009)
07/01/2009	<u>5</u>	NOTICE of Appearance by Kenneth J. Falk on behalf of Plaintiff MASTON WILLIS. (NS) (Entered: 07/01/2009)
07/01/2009	<u>6</u>	MAGISTRATE JUDGE'S NOTICE of Availability to Exercise Jurisdiction issued. (NS) (Entered: 07/01/2009)
07/13/2009	<u>7</u>	AMENDED COMPLAINT against all defendants, filed by MASTON WILLIS. (Attachments: # <u>1</u> Exhibit Grievances)(Falk, Kenneth) (Entered: 07/13/2009)
07/27/2009	<u>8</u>	NOTICE of Appearance by Eric James Beaver on behalf of Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Beaver, Eric) (Entered: 07/27/2009)
07/27/2009	<u>9</u>	ANSWER to <u>7</u> Amended Complaint <i>and Statement of Defenses</i> , filed by all defendants.(Beaver, Eric) (Entered: 07/27/2009)
07/27/2009	<u>10</u>	NOTICE of Appearance by Cory Christian Voight on behalf of Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Voight, Cory) (Entered: 07/27/2009)
07/27/2009	<u>11</u>	ENTRY REGARDING CASE MANAGEMENT PLAN AND INITIAL PRETRIAL CONFERENCE: Initial Pretrial Conference set for 9/2/2009 at 10:00 AM in room #361 before Judge Jane Magnus-Stinson. The CMP is due no later than 14 days prior to the initial pretrial conference **SEE ENTRY**. Signed by Judge Jane Magnus-Stinson on 7/27/2009.(DWH) (Entered: 07/27/2009)
07/29/2009	<u>12</u>	RETURN of Service by CMRRR, filed by MASTON WILLIS. STEPHEN HALL served on 7/6/2009. (Falk, Kenneth) (Entered: 07/29/2009)
07/29/2009	<u>13</u>	RETURN of Service by CMRRR, filed by MASTON WILLIS. INDIANA DEPARTMENT OF CORRECTION served on 7/6/2009. (Falk, Kenneth) (Entered: 07/29/2009)
07/29/2009	<u>14</u>	RETURN of Service by CMRRR, filed by MASTON WILLIS. MERLE HODGES served on 7/6/2009. (Falk, Kenneth) (Entered: 07/29/2009)
08/10/2009	<u>15</u>	MOTION to Amend/Correct <i>File Second Amended Complaint</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Proposed amended complaint, # <u>3</u> Exhibit 1- to Proposed Amended Complaint, # <u>4</u> Exhibit 2-to Proposed Amended Complaint)(Falk, Kenneth) (Entered: 08/10/2009)
08/18/2009	<u>16</u>	ORDER granting <u>15</u> Motion to Amend Complaint. IT IS ORDERED that the previously tendered Second Amended Complaint – Class Action Complaint for Declaratory and Injunctive Relief and Individual Claim for Injunctive and Declaratory Relief and Nominal Damages is deemed filed as of this date. Signed by Judge Larry J. McKinney on 8/18/2009. (TRG) (Entered: 08/19/2009)
08/18/2009	<u>17</u>	SECOND AMENDED COMPLAINT – Class Action Complaint for Declaratory and Injunctive Relief and Individual Claim for Injunctive and Declaratory Relief and Nominal Damages against INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES, filed by MASTON WILLIS. (Attachments: # <u>1</u> Exhibit 1 – Offender Grievance Response Report Case Log #50876, # <u>2</u> Exhibit 2 – Offender Grievance Response Report Case Log #50024)(TRG) (Entered: 08/19/2009)
08/19/2009	<u>18</u>	CASE MANAGEMENT PLAN TENDERED, filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Magistrate Judge Summary of CMP)(Falk, Kenneth) (Entered: 08/19/2009)
08/19/2009	<u>19</u>	MOTION to Certify Class, filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 08/19/2009)
08/19/2009	<u>20</u>	BRIEF/MEMORANDUM in Support re <u>19</u> MOTION to Certify Class, filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 08/19/2009)

08/21/2009	<u>21</u>	CONSENT to Jurisdiction by US Magistrate Judge by MASTON WILLIS. (Falk, Kenneth) (Entered: 08/21/2009)
08/26/2009	<u>22</u>	ORDER REFERRING CASE to Magistrate Judge. Signed by Judge Larry J. McKinney on 8/26/2009.(LBK) (Entered: 08/26/2009)
08/27/2009	<u>23</u>	Unopposed MOTION for Extension of Time to September 11, 2009 <i>to respond to plaintiffs' second amended complaint</i> , filed by Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Attachments: # <u>1</u> Text of Proposed Order)(Beaver, Eric) (Entered: 08/27/2009)
08/28/2009	<u>24</u>	ORDER granting defts' <u>23</u> Motion for Extension of Time to File response to second amended complaint to 9/11/09. Signed by Judge Jane Magnus-Stinson on 8/28/2009. (SWM) (Entered: 08/28/2009)
09/02/2009	<u>25</u>	ORDER: CASE MANAGEMENT PLAN APPROVED AS AMENDED.Dispositive Motions due by 7/19/2010. If the required conference under LR 37.1 does not resolve discovery issues that may arise, the parties are advised to request a phone status conference prior to filing any motion to compel or for protective order. Additionally, the parties are advised to not only number but to add a descriptive identifier for any exhibits which are electronically filed (see Order for example and other details). Signed by Judge Jane Magnus-Stinson on 9/2/09.(SWM) (Entered: 09/03/2009)
09/02/2009	<u>26</u>	Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Initial Pretrial Conference held on 9/2/2009. Discussion held regarding discovery, settlement and related matters. CMP approved as amended. Telephone status conference set for November 3, 2009 at 2:00 p.m. Counsel to call the Court at the number provided.(SWM) (Entered: 09/04/2009)
09/08/2009	<u>27</u>	RESPONSE in Opposition re <u>19</u> MOTION to Certify Class, filed by Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Beaver, Eric) (Entered: 09/08/2009)
09/10/2009	<u>28</u>	SCHEDULING ORDER: Bench Trial set for 2/8/2011 09:00 AM in room #349 before Judge Jane Magnus-Stinson. Final Pretrial Conference set for 1/31/2011 01:00 PM in room #361 before Judge Jane Magnus-Stinson. Finally, counsel are reminded of the required pretrial preparation deadlines set forth in the case management plan. Signed by Judge Jane Magnus-Stinson on 9/10/2009.(SWM) (Entered: 09/10/2009)
09/11/2009	<u>29</u>	*** STRICKEN PER ORDER DATED 9/17/2009 *** MOTION to Dismiss <i>for failure to join a party under Rule 19</i> , filed by Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Beaver, Eric) Modified on 9/17/2009 (SWM). (Entered: 09/11/2009)
09/16/2009	<u>30</u>	MOTION for Joinder of <i>Necessary Party</i> , filed by Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Beaver, Eric) (Entered: 09/16/2009)
09/16/2009	<u>31</u>	BRIEF/MEMORANDUM in Support re <u>30</u> MOTION for Joinder of <i>Necessary Party</i> , filed by Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Beaver, Eric) (Entered: 09/16/2009)
09/16/2009	<u>32</u>	Unopposed MOTION to Strike <u>29</u> MOTION to Dismiss <i>for failure to join a party under Rule 19</i> , filed by Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Attachments: # <u>1</u> Text of Proposed Order)(Beaver, Eric) (Entered: 09/16/2009)
09/17/2009	<u>33</u>	ORDER striking defts Commissioner, Indiana Dept of Correction, Stephen Hall and Mearl Hodges' <u>29</u> Motion to Dismiss; granting defts' <u>32</u> Motion to Strike Motion to Dismiss. Signed by Judge Jane Magnus-Stinson on 9/17/2009. (SWM) (Entered: 09/17/2009)
09/21/2009	<u>34</u>	REPLY in Support of Motion re <u>19</u> MOTION to Certify Class, filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Exhibit Affidavit of Maston Willis, # <u>2</u> Exhibit Declaration of David Smithers)(Falk, Kenneth) (Entered: 09/21/2009)
09/24/2009	<u>35</u>	ENTRY Directing further proceedings; the parties shall jointly report no later than October 26, 2009 about the status of discovery that may impact the Class Certification Motion (See Entry). Signed by Judge Jane Magnus-Stinson on 9/24/2009.(MAC)

		(Entered: 09/24/2009)
09/30/2009	<u>36</u>	RESPONSE in Opposition re <u>30</u> MOTION for Joinder of <i>Necessary Party</i> , filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 09/30/2009)
10/08/2009	<u>37</u>	SCHEDULING ENTRY: The telephonic status conference, TIME ONLY, set for November 3, 2009 is RESET for 10:30 A.M. Counsel shall call the Court at the number provided. Issued by Judge Jane Magnus-Stinson on 10/8/09.(SWM) (Entered: 10/09/2009)
10/23/2009	<u>38</u>	STATUS REPORT (<i>Joint</i>) by all plaintiffs. (Attachments: # <u>1</u> Interrogatories)(Falk, Kenneth) (Entered: 10/23/2009)
10/23/2009	<u>39</u>	BRIEF/MEMORANDUM in Support re <u>19</u> MOTION to Certify Class [<i>SUPPLEMENTAL MEMORANDUM</i>], filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 10/23/2009)
10/23/2009	<u>40</u>	RESPONSE in Opposition re <u>19</u> MOTION to Certify Class (<i>Supplemental Memorandum</i>), filed by Defendants INDIANA DEPARTMENT OF CORRECTION, STEPHEN HALL, MERLE HODGES. (Beaver, Eric) (Entered: 10/23/2009)
10/27/2009	<u>41</u>	MARGINAL ENTRY re <u>38</u> Status Report. Report reviewed by magistrate judge. Signed by Judge Jane Magnus-Stinson on 10/27/09.(SWM) (Entered: 10/28/2009)
10/27/2009	<u>42</u>	ORDER denying Defts' <u>30</u> Motion to Join a Necessary Party (see Order for details). Signed by Judge Jane Magnus-Stinson on 10/27/09. (SWM) (Entered: 10/28/2009)
11/03/2009	<u>43</u>	Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephone Status Conference held on 11/3/2009 and parties report they are meeting this Friday to inspect the food preparation at the Wabash Valley facility. Parties are to file a jointly prepared status report within 30 days, summarizing the meeting and its outcome, as well as next steps in the litigation. (SWM) (Entered: 11/03/2009)
11/03/2009	<u>44</u>	AMENDED Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephone Conference held on 11/3/2009. Conference held and parties report they are meeting this Friday to inspect the food preparation at the Miami Correctional Facility. Parties are to file a jointly prepared status report within 30 days, summarizing the meeting and its outcome, as well as next steps in the litigation. (SWM) (Entered: 11/03/2009)
12/02/2009	<u>45</u>	STATUS REPORT (<i>JOINT</i>) by MASTON WILLIS. (Falk, Kenneth) (Entered: 12/02/2009)
12/04/2009	<u>46</u>	MARGINAL ENTRY re <u>45</u> Status Report. Report reviewed by magistrate judge. Signed by Judge Jane Magnus-Stinson on 12/4/2009.(SWM) (Entered: 12/04/2009)
12/07/2009	<u>47</u>	ORDER granting Pltf's <u>19</u> Motion to Certify Class with respect to Count I of Pltf's Second Amended Complaint. The Court hereby DESIGNATES Mr. Willis as the representative plaintiff for that certified class and, pursuant to Federal Rule of Civil Procedure 23(g), DESIGNATES Mr. Falk as lead class counsel. The Court now ORDERS the parties to meet and confer with one another and, within fourteen days, to submit a joint report in this matter setting forth a proposed plan (or, if necessary, competing plans) for providing appropriate notice to the class pursuant to Federal Rule of Civil Procedure 23(c)(2). A status conference for this matter will be set by separate entry (see Order for other details). Signed by Judge Jane Magnus-Stinson on 12/7/2009. (SWM) (Entered: 12/07/2009)
12/07/2009	<u>48</u>	SCHEDULING ORDER: Status Conference set for 12/28/2009 03:00 PM in Telephonic before Judge Jane Magnus-Stinson. Counsel to call the Court at the number provided. Signed by Judge Jane Magnus-Stinson on 12/7/2009.(SWM) (Entered: 12/07/2009)
12/16/2009	<u>49</u>	REPORT <i>Concerning Notice to the Class (Joint)</i> by MASTON WILLIS. (Falk, Kenneth) (Entered: 12/16/2009)
12/17/2009	<u>50</u>	MARGINAL ENTRY re <u>49</u> Joint Report Concerning Notice to the Class. Notice obligation is stayed pending further order of the court or agreement of the parties. Signed by Judge Jane Magnus-Stinson on 12/17/2009.(SWM) (Entered: 12/17/2009)

12/18/2009	<u>51</u>	NOTICE of Service of Initial Disclosures, filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 12/18/2009)
12/21/2009	<u>52</u>	NOTICE of Service of Initial Disclosures, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Beaver, Eric) (Entered: 12/21/2009)
12/28/2009	<u>53</u>	Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephone Status Conference held on 12/28/2009 and parties have scheduled 30(b)(6) deposition for DOC. Parties agree and the Court now orders that DOC's answer is due on December 31, 2009. A telephonic status conference is set for February 16, 2010 at 9:00 a.m. Counsel to call the court at the number provided. (SWM) (Entered: 12/30/2009)
12/31/2009	<u>54</u>	ANSWER to <u>17</u> Amended Complaint, filed by STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION.(Beaver, Eric) (Entered: 12/31/2009)
01/19/2010	<u>55</u>	Witness List – <i>Preliminary</i> , filed by Plaintiff MASTON WILLIS, Exhibit List – <i>Preliminary</i> , filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 01/19/2010)
01/19/2010	<u>56</u>	MOTION for Extension of Time to January 26, 2010 <i>to Make Settlement Offer</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 01/19/2010)
01/19/2010	<u>57</u>	Unopposed MOTION for Extension of Time to February 2, 2010 <i>to file a motion for leave to amend pleadings or to join additional parties</i> , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Beaver, Eric) (Entered: 01/19/2010)
01/19/2010	<u>58</u>	ORDER granting pltf's <u>56</u> Motion for Extension of Time to make a settlement offer to 1/26/2010. Signed by Judge Jane Magnus-Stinson on 1/19/2010. (SWM) (Entered: 01/20/2010)
01/20/2010	<u>59</u>	ORDER granting defts' <u>57</u> Motion for Extension of Time to File a motion to amend their pleadings or to join additional parties to 2/2/2010. Signed by Judge Jane Magnus-Stinson on 1/20/2010. (SWM) (Entered: 01/21/2010)
02/08/2010	<u>60</u>	ENTRY FOR FEBRUARY 8,2010. The telephonic status conference set for February 16, 2010 is VACATED AND RESET for February 18, 2010, at 11:15 A.M. Counsel shall call the Court at 317-229-3670. Signed by Judge Jane Magnus-Stinson on 2/8/2010.(MRI) (Entered: 02/08/2010)
02/18/2010	<u>62</u>	Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephone Status Conference held on 2/18/2010. Discussion held regarding discovery, settlement and related matters. Telephonic status conference set for March 11, 2010 at 11:00 a.m. to discuss case status and scheduling settlement conference. Counsel to call the court at the number provided. (SWM) (Entered: 02/19/2010)
02/19/2010	<u>61</u>	Witness List (<i>Preliminary</i>), filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION, Exhibit List (<i>Preliminary</i>), filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Beaver, Eric) (Entered: 02/19/2010)
03/11/2010	<u>63</u>	Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Status Conference held on 3/11/2010. The status and development of the action were discussed, and as a result of this conference the following Entry is made pursuant to Rule 16(d) of the Federal Rules of Civil Procedure. The parties have exchanged settlement proposals, but are concerned that middle ground may be elusive. As this is an order of reference case, the magistrate judge requests that Judge Baker review the parties' proposals and confer with them privately about settlement. Defendant indicates that due to the number of approvals necessary, resolution by settlement conference is unlikely. A telephonic status conference is set for May 20, 2010 at 3:00 p.m. Counsel to call the court at the number provided. (SWM) (Entered: 03/12/2010)
03/12/2010	<u>64</u>	NOTICE of agreed initial enlargement of time to respond to written discovery, filed by Defendant INDIANA DEPARTMENT OF CORRECTION (Beaver, Eric) (Entered: 03/12/2010)

03/17/2010	<u>65</u>	SCHEDULING ORDER: Status Conference set for 4/1/2010 10:30 AM in Telephonic before Magistrate Judge Tim A. Baker. Parties shall participate in this conference by counsel, who shall call the Court at 317-229-3660. The purpose of this conference is to address settlement. Signed by Magistrate Judge Tim A. Baker on 3/17/2010.(SWM) (Entered: 03/17/2010)
04/05/2010	<u>66</u>	Minute Entry for proceedings held before Magistrate Judge Tim A. Baker. Telephonic Status Conference held on 4/1/2010. Discussion re: settlement and related matters. Conference concluded without further order. Signed by Magistrate Judge Tim A. Baker. (LBK) (Entered: 04/05/2010)
04/06/2010	<u>67</u>	SCHEDULING ENTRY: The telephonic status conference, TIME ONLY, set for May 20, 2010 is RESET to 8:45 A.M. Counsel shall call the Court at the number provided. Issued by Judge Jane Magnus-Stinson on 4/6/2010.(SWM) (Entered: 04/07/2010)
04/12/2010	<u>68</u>	MOTION for Extension of Time to May 10, 2010 <i>to respond to discovery</i> , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Beaver, Eric) (Entered: 04/12/2010)
04/13/2010	<u>69</u>	ORDER granting defts' <u>68</u> Motion for Extension of Time to respond to the discovery served on them on 2/8/2010 to 5/10/2010. Signed by Judge Jane Magnus-Stinson on 4/13/2010. (SWM) (Entered: 04/13/2010)
05/12/2010	<u>70</u>	ENTRY FOR MAY 11, 2010. The telephonic status conference set for May 20, 2010 is VACATED AND RESET for May 19, 2010, at 4:30 P.M. Counsel shall call the Court at 317-229-3670. Signed by Judge Jane Magnus-Stinson on 5/11/2010.(MRI) (Entered: 05/12/2010)
05/19/2010	<u>71</u>	Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephonic Status Conference held on 5/19/2010. Discovery, settlement and related matters were discussed, and as a result of this conference the following Entry is made pursuant to Rule 16(d) of the Federal Rules of Civil Procedure. Parties are cooperating with respect to discovery and deadlines. Defendant seeks to depose plaintiff and the court approves the request and defendant will submit a proposed order. Plaintiff anticipates timely filing a motion for summary judgment by the July deadline. (SWM) (Entered: 05/20/2010)
05/24/2010	<u>72</u>	NOTICE of Tender of Proposed Order granting leave to depose the incarcerated plaintiff, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION (Attachments: # <u>1</u> Text of Proposed Order) (Beaver, Eric) (Entered: 05/24/2010)
05/25/2010	<u>73</u>	ORDER re: <u>71</u> Status Conference (defendants' unopposed request to depose the incarcerated plaintiff). Counsel for the defendants may depose the plaintiff Maston Willis on or after 6/18/2010 at the facility of his incarceration. Signed by Judge Jane Magnus-Stinson on 5/25/2010.(LBK) (Entered: 05/25/2010)
06/15/2010	<u>74</u>	Reassignment of Case to Magistrate Judge Debra McVicker Lynch. Judge Larry J. McKinney no longer assigned to the case. Please include the new case number (1:09-cv-815-JMS-DML), which includes the initials of the newly assigned judge, on all future filings in this matter. (LH) (Entered: 06/15/2010)
06/25/2010	<u>75</u>	NOTICE of Appearance by Petitioner FAILIS RAMSEY. (LBK) (Entered: 06/29/2010)
07/09/2010	<u>76</u>	STIPULATION of Fact (First), filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 07/09/2010)
07/19/2010	<u>77</u>	*** WITHDRAWN PER <u>87</u> ORDER OF 7/21/10 *** MOTION for Summary Judgment, filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Exhibit Declaration of Rabbi Grossbaum, # <u>2</u> Exhibit Deposition of Rabbi Grossbaum, # <u>3</u> Exhibit Deposition of Rev. Stephen Hall, # <u>4</u> Exhibit Affidavit of Charles Johns, # <u>5</u> Exhibit Deposition of Maston Willis, # <u>6</u> Exhibit Deposition of John Schilling, # <u>7</u> Exhibit Interrogatories- First Set, # <u>8</u> Exhibit E-mail of 11/12/08, # <u>9</u> Exhibit Request Documents - First, # <u>10</u> Exhibit Affidavit of Raphayl Miles, # <u>11</u> Exhibit Affidavit of Anthony Potter, # <u>12</u> Exhibit Affidavit of Herman Averhart-Bey, # <u>13</u> Exhibit Affidavit of Troy Thomas, # <u>14</u> Exhibit Affidavit of Steven Agent, # <u>15</u> Exhibit

		Affidavit of Ernest Tope, # <u>16</u> Exhibit Affidavit of Michael Raines, # <u>17</u> Exhibit Affidavit of Darryl Preston, # <u>18</u> Exhibit Affidavit of William Bowman, # <u>19</u> Exhibit Affidavit of Kenneth Wolfe, # <u>20</u> Exhibit Affidavit of David Smithers, # <u>21</u> Exhibit Interrogatories–Second [SIC])(Falk, Kenneth) Modified on 7/21/2010 (TMA). (Entered: 07/19/2010)
07/19/2010	<u>78</u>	*** WITHDRAWN PER <u>87</u> ORDER OF 7/21/10 *** BRIEF/MEMORANDUM in Support re <u>77</u> MOTION for Summary Judgment, filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) Modified on 7/21/2010 (TMA). (Entered: 07/19/2010)
07/19/2010	<u>79</u>	MOTION to Withdraw Erroneous Filings (Doc. Nos. 77 and 78), filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 07/19/2010)
07/19/2010	<u>80</u>	MOTION for Summary Judgment, filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Exhibit Declaration of Rabbi Grossbaum, # <u>2</u> Exhibit Deposition of Rabbi Grossbaum, # <u>3</u> Exhibit Deposition of Rev. Hall, # <u>4</u> Exhibit Affidavit of Charles Johns, # <u>5</u> Exhibit Deposition of Maston Willis, # <u>6</u> Exhibit Deposition of Johns Schilling, # <u>7</u> Exhibit Interrogatories– First Set, # <u>8</u> Exhibit E–mail of 11/12/08, # <u>9</u> Exhibit Document Request –First, # <u>10</u> Exhibit Affidavit of Raphayl Miles, # <u>11</u> Exhibit Affidavit of Anthony Potter, # <u>12</u> Exhibit Affidavit of Herman Averhart–Bey, # <u>13</u> Exhibit Affidavit of Troy Thomas, # <u>14</u> Exhibit Affidavit of Steven Agent, # <u>15</u> Exhibit Affidavit of Ernest Tope, # <u>16</u> Exhibit Affidavit of Michael Raines, # <u>17</u> Exhibit Affidavit of Darryl Preston, # <u>18</u> Exhibit Affidavit of William Bowman, # <u>19</u> Exhibit Affidavit of kenneth Wolfe, # <u>20</u> Exhibit Affidavit of David Smithers, # <u>21</u> Exhibit Interrogatories– Second Set [SIC})(Falk, Kenneth) (Entered: 07/19/2010)
07/19/2010	<u>81</u>	BRIEF/MEMORANDUM in Support re <u>80</u> MOTION for Summary Judgment, filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 07/19/2010)
07/19/2010	<u>82</u>	NOTICE of Amendment to Certificate of Service, filed by Plaintiff MASTON WILLIS (Falk, Kenneth) (Entered: 07/19/2010)
07/19/2010	<u>83</u>	MOTION for Summary Judgment, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Exhibit Declaration of John Schilling, # <u>2</u> Exhibit Deposition of John Schilling, # <u>3</u> Exhibit Aramark Contract, # <u>4</u> Exhibit Aramark Contract (2009 Amendment), # <u>5</u> Exhibit Aramark Invoices, # <u>6</u> Exhibit Excerpts of deposition of Rabbi Grossbaum, # <u>7</u> Exhibit Excerpt of Aramark's DOC dietary handbook, # <u>8</u> Exhibit Deposition of Dr. Hall, # <u>9</u> Exhibit Parties' First Stipulation of Fact, # <u>10</u> Exhibit Schilling March 8 2009 email, # <u>11</u> Exhibit Schilling April 8 2009 email, # <u>12</u> Exhibit Ruthhart article, # <u>13</u> Exhibit Commissioner's June 21 2010 letter, # <u>14</u> Exhibit Excerpt of deposition of Maston Willis, # <u>15</u> Exhibit Declaration of Chaplain Hodges)(Beaver, Eric) (Entered: 07/19/2010)
07/19/2010	<u>84</u>	BRIEF/MEMORANDUM in Support re <u>83</u> MOTION for Summary Judgment, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Beaver, Eric) (Entered: 07/19/2010)
07/19/2010	<u>85</u>	ORDER RESETTING TRIAL AND FINAL PRETRIAL CONFERENCE – Bench Trial set for 2/8/2011 is VACATED AND RESET for 2/7/2011 at 09:00 AM in room #349 before Judge Jane Magnus–Stinson. Final Pretrial Conference is VACATED AND RESET for 1/13/2011 at 10:00 AM in room #349 before Judge Jane Magnus–Stinson. Counsel are reminded of the required pretrial preparation deadlines set forth in paragraph VIII of the case management plan [dkt. 25]. Signed by Judge Jane Magnus–Stinson on 7/19/2010.(LBK) (Entered: 07/20/2010)
07/20/2010	<u>86</u>	PRACTICES AND PROCEDURES before Judge Jane Magnus–Stinson. (LBK) (Entered: 07/20/2010)
07/21/2010	<u>87</u>	ORDER granting <u>79</u> plaintiffs' Motion to Withdraw Erroneous Filings (Doc. Nos. 77 and 78). Plaintiffs' Motion for Summary Judgment and Supporting Memorandum (Documents Number 80 and 81) are deemed to be timely filed as of July 19, 2010. Signed by Magistrate Judge Debra McVicker Lynch on 7/21/2010. (TMA) Modified on 7/21/2010 (TMA). c/m (Entered: 07/21/2010)

08/02/2010	<u>88</u>	VERIFIED APPEARANCE OF PLAINTIFF JOSEPH T. WILLIAMS–EL. (LBK) (Entered: 08/03/2010)
08/18/2010	<u>89</u>	RESPONSE in Opposition re <u>83</u> MOTION for Summary Judgment, filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Affidavit Smithers Supplemental, # <u>2</u> Affidavit Tope Supplemental)(Falk, Kenneth) (Entered: 08/18/2010)
08/19/2010	<u>90</u>	RESPONSE in Opposition re <u>80</u> MOTION for Summary Judgment, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Exhibit Second Declaration of John Schilling)(Beaver, Eric) (Entered: 08/19/2010)
08/30/2010	<u>91</u>	NOTICE of Appearance by Plaintiff EARL RAHEEM. (LBK) (Entered: 09/01/2010)
08/30/2010	<u>92</u>	NOTICE of Appearance by Plaintiff ROMAN JONES. (LBK) (Entered: 09/01/2010)
08/30/2010	<u>93</u>	NOTICE of Appearance by Plaintiff T. HARRIS. (LBK) (Entered: 09/01/2010)
09/02/2010	<u>94</u>	REPLY in Support of Motion re <u>80</u> MOTION for Summary Judgment, filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 09/02/2010)
09/07/2010	<u>95</u>	REPLY in Support of Motion re <u>83</u> MOTION for Summary Judgment, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Beaver, Eric) (Entered: 09/07/2010)
09/20/2010	<u>96</u>	NOTICE <i>Concerning Expert Disclosures</i> , filed by Plaintiff MASTON WILLIS (Falk, Kenneth) (Entered: 09/20/2010)
09/20/2010	<u>97</u>	Joint MOTION to Stay <i>Final Case Management Deadlines and to Continue Trial and Final Pre–Trial Conference Due to Pendency of Cross–Motions for Summary Judgment</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 09/20/2010)
09/21/2010	<u>98</u>	ORDER granting <u>97</u> Motion to Stay Final Case Management Deadlines and to Continue Trial and Final Pre–Trial Conference Due to Pendency of Cross–Motions for Summary Judgment. IT IS THEREFORE ORDERED that the remaining case management deadlines in this case are STAYED and the trial and pre–trial dates are CONTINUED, to be reset if necessary after the Court rules on the pending motions for summary judgment. Signed by Judge Jane Magnus–Stinson on 9/21/2010. (LBK) (Entered: 09/21/2010)
09/23/2010	<u>99</u>	NOTICE of Appearance by Plaintiff BRIAN K. GREER. (LBK) (Entered: 09/23/2010)
10/28/2010	<u>100</u>	MOTION to Withdraw as Attorney, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Beaver, Eric) (Entered: 10/28/2010)
10/29/2010	<u>101</u>	ORDER granting <u>100</u> Motion to Withdraw as Attorney. Attorney Eric James Beaver withdrawn. Signed by Magistrate Judge Debra McVicker Lynch on 10/29/2010. (TMA) (Entered: 11/01/2010)
11/01/2010	<u>102</u>	NOTICE of Appearance by Plaintiff KEITH DAVENPORT–BEY. (LBK) (Entered: 11/01/2010)
11/01/2010	<u>103</u>	ORDER ON CROSS–MOTIONS FOR SUMMARY JUDGMENT (DKTS. 80; 83.) For the reasons discussed herein, the Court GRANTS IN PART AND DENIES IN PART Plaintiff's Motion for Summary Judgment. [Dkt. 80.] The motion is granted with respect to Count I. As to Count II, the Court finds that the DOC violated Mr. Willis's First Amendment and RLUIPA rights. The Court grants his claim for nominal damages against Chaplain Hodges and denies his claim as against Dr. Hall. The Court further GRANTS IN PART AND DENIES IN PART Defendants' Motion for Summary Judgment. [Dkt. 83.] As to Count I, summary judgment is denied. As to Count II, the Court grants summary judgment with respect to Mr. Willis's claim against Dr. Hall and denies summary judgment with respect to his claim against DOC and Chaplain Hodges. Mr. Willis, on behalf of himself and the class, requests injunctive relief in accordance with this Court's declaratory judgment. DOC does not dispute that insofar as the class as a whole, and Mr. Willis individually, are entitled to declaratory relief, they are likewise entitled to injunctive relief. However, at this point,

		neither party has presented cogent argument as to whether injunction should issue, nor illustrated what the scope of any injunction should be. The Court will conduct a hearing on the scope of injunctive relief to take place on November 30, 2010 at 1:30 pm in Room 307 at US Courthouse, 46 East Ohio Street, Indianapolis, Indiana. Each side will have 20 minutes for oral argument. The parties are encouraged to meet and confer, with the assistance of the Magistrate Judge if requested, to attempt to agree on the terms of an injunction. If the parties cannot agree, they must each file a proposed form of injunction by November 23, 2010. Signed by Judge Jane Magnus-Stinson on 11/1/2010. Copies sent per Distribution List and Keith Davenport-Bey via U.S. mail. (LBK) Modified on 11/2/2010 (LBK). (Entered: 11/01/2010)
11/02/2010	<u>104</u>	ORDER. Several notices of appearance have been filed in this matter by inmates who neither requested nor received leave from this Court to join the action. [Dkts. 75; dkt. 91; dkt. 92; dkt. 93; dkt. 102.] The Court strikes those appearances and terminates the following individuals as parties to this action: Failis Ramsey, [dkt. 75], Earl Raheem, [dkt. 91], Roman Jones, [dkt. 92], Thomas Harris, [dkt. 93], and Kieth Davenport-Bey, [dkt. 102]. Signed by Judge Jane Magnus-Stinson on 11/2/2010. Copies sent via U.S. mail per Distribution List.(LBK) (Entered: 11/02/2010)
11/02/2010	<u>105</u>	SCHEDULING ORDER: Status Conference set for 11/19/2010 09:30 AM in Telephonic before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch on 11/2/2010.(MAC) (Entered: 11/02/2010)
11/08/2010	<u>106</u>	Mail Returned as undeliverable <u>104</u> Order, <u>103</u> Order on Motion for Summary Judgment sent to T. HARRIS-Letter from the Indiana State Prison stating they need a full first name and an IDOC number (CBU) (Entered: 11/09/2010)
11/15/2010	<u>107</u>	ENTRY AND NOTICE. The appearances of Brian Greer and of Joseph Williams-El are stricken and these individuals are stricken as co-plaintiffs because they were not original plaintiffs and because they have not requested or received leave to intervene in the action or join as plaintiffs. Signed by Judge Jane Magnus-Stinson on 11/15/2010. Copy to Joseph T. Williams-El and Brian K. Greer via U.S. mail.(LBK) (Entered: 11/15/2010)
11/22/2010	<u>108</u>	Submission of <i>Proposed Permanent Injunction</i> , filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 11/22/2010)
11/23/2010	<u>109</u>	Submission of <i>Proposed Form of Injunction</i> , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) (Entered: 11/23/2010)
11/23/2010	<u>110</u>	Minute Order. for proceedings held before Magistrate Judge Debra McVicker Lynch: Status Conference held on 11/19/2010. The hearing was held and concluded without further order. Signed by Magistrate Judge Debra McVicker Lynch.(MAC) (Entered: 11/24/2010)
11/29/2010	<u>111</u>	NOTICE of Appearance by David A. Arthur on behalf of Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Arthur, David) (Entered: 11/29/2010)
12/01/2010	<u>112</u>	ENTRY re: proceedings held before Judge Jane Magnus-Stinson on 11/30/2010. The parties appeared by counsel for a hearing on the scope of injunctive relief regarding this Court's Order on Cross-Motions for Summary Judgment. [Dkt. 103.] The Court reviewed proposals, heard oral arguments from both sides, and took the ruling under advisement. The Court noted that if Defendant seeks to challenge Mr. Willis' status as Class Representative, it must do so within seven days of this entry. Signed by Judge Jane Magnus-Stinson on 12/1/2010. (Court Reporter Jean Knepley.) (LBK) (Entered: 12/01/2010)
12/08/2010	<u>113</u>	ENTRY FOLLOWING HEARING ON INJUNCTIVE RELIEF. On November 30, 2010 the Court held a hearing to resolve remaining issues (see Entry). At the hearing, the Plaintiff Class agreed to the 45 day implementation period proposed by DOC, and withdrew its request for a 30 day period. The parties disagreed on one issue: Plaintiffs proposed that the Court compel DOC to pre-screen the religious sincerity of inmates who requested kosher meals before providing them, DOC opposed this suggestion, proposing instead to provide kosher meals to all inmates requesting them in writing for religious reasons. The Court, mindful that injunctive [r]elief shall extend no further

		than necessary to correct the violation of the Federal right, and declined to impose a screening requirement, though DOC certainly maintains that option. As to Count II, Mr. Willis proposed at the hearing that he receive \$60.00 in nominal damages, reflecting the 30-day denial of Mr. Willis' two meals per day, valued at \$1.00 per meal. Although DOC reiterated its disagreement with the merits of a nominal damages award, it agreed with the calculation as Mr. Willis articulated it. Simultaneously on this day, the Court enters its Final Judgment and Injunction on this matter. Signed by Judge Jane Magnus-Stinson on 12/8/2010.(LBK) (Entered: 12/08/2010)
12/08/2010	<u>114</u>	FINAL JUDGMENT AND INJUNCTION. (See Judgment/Injunction for details). The Commissioner must comply with this permanent injunction within 45 days of todays date. Signed by Judge Jane Magnus-Stinson on 12/8/2010.(LBK) (Entered: 12/08/2010)
12/13/2010	<u>115</u>	Unopposed MOTION for Extension of Time to <i>Move for Attorney's Fees and Costs</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 12/13/2010)
12/13/2010	<u>116</u>	ORDER granting <u>115</u> Motion for Extension of Time to Move for Attorney's Fees and Costs. The time within which plaintiffs must petition for their attorney's fees and costs is extended to 30 days after the final appellate resolution of this case, or 30 days from the expiration of the time to appeal the Judgment in this case if defendants choose not to appeal the Judgment. Signed by Judge Jane Magnus-Stinson on 12/13/2010. (LBK) (Entered: 12/13/2010)
01/06/2011	<u>117</u>	NOTICE OF APPEAL as to <u>114</u> Closed Judgment, <u>113</u> Entry, <u>103</u> Order on Motion for Summary Judgment, filed by Defendants MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) (Entered: 01/06/2011)
01/06/2011	<u>118</u>	MOTION to Stay <i>Enforcement of Judgment</i> , filed by Defendants MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) (Entered: 01/06/2011)
01/06/2011	<u>119</u>	BRIEF/MEMORANDUM in Support re <u>118</u> MOTION to Stay <i>Enforcement of Judgment</i> , filed by Defendants MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) (Entered: 01/06/2011)
01/06/2011	<u>120</u>	SEVENTH CIRCUIT APPEAL INFORMATION SHEET re <u>117</u> Notice of Appeal – Instructions for Attorneys – Parties' Short Record, Instructions, and Designation of Record information attached. (TMA) (Entered: 01/06/2011)
01/06/2011	<u>121</u>	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>117</u> Notice of Appeal. – for Court of Appeals Use Only. (TMA) (Entered: 01/06/2011)
01/06/2011	<u>122</u>	DOCKETING STATEMENT by MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION re <u>117</u> Notice of Appeal (Voight, Cory) (Entered: 01/06/2011)
01/06/2011	<u>123</u>	USCA Case Number 11-1071 for <u>117</u> Notice of Appeal filed by MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Circuit Rule 3(b) Notice)(TMA) (Entered: 01/07/2011)
01/06/2011	<u>124</u>	USCA Appeal Fees received \$ 455 receipt number IP22031 re <u>117</u> Notice of Appeal filed by MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (cc: USCA re: CA #11-1071.) (TMA) (Entered: 01/07/2011)
01/11/2011	<u>125</u>	RESPONSE in Opposition re <u>118</u> MOTION to Stay <i>Enforcement of Judgment</i> , filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 01/11/2011)
01/14/2011	<u>126</u>	Statement of Interest by THE UNITED STATES. (Songer, Michael) (Entered: 01/14/2011)
01/18/2011	<u>127</u>	DESIGNATION of Record on Appeal by MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION, MASTON WILLIS re <u>117</u> Notice of Appeal (Voight, Cory) (Entered: 01/18/2011)
01/21/2011	<u>128</u>	REPLY in Support of Motion re <u>118</u> MOTION to Stay <i>Enforcement of Judgment</i> , filed by Defendants MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) (Entered: 01/21/2011)

01/25/2011	<u>129</u>	ORDER granting in part and denying in part <u>118</u> Motion to Stay the Injunction. Because each of the four factors considered by the Court favors denying the stay on the injunction necessitated by RLUIPA, the DOCs motion to stay the injunction is GRANTED solely as it pertains to nominal damages and is otherwise DENIED (See Order). Signed by Judge Jane Magnus-Stinson on 1/25/2011. (MAC) (Entered: 01/25/2011)
02/02/2011	<u>130</u>	ENTRY DIRECTING TREATMENT OF DOCUMENTS. The material received directly by the undersigned in chambers on January 25, 2011, shall be forwarded by mail to counsel for the plaintiff class. Counsel shall take whatever action which is appropriate relative to these materials. Signed by Judge Jane Magnus-Stinson on 2/2/2011. Copy as indicated via U.S. mail.(LBK) (Entered: 02/03/2011)
02/22/2011	<u>131</u>	ENTRY DIRECTING TREATMENT OF DOCUMENT. The letter dated February 10, 2011, and its attachment received directly by the undersigned from Mr. Blackman shall be forwarded by mail to counsel for the plaintiff class. Counsel shall take whatever action which is appropriate relative to these materials. Signed by Judge Jane Magnus-Stinson on 2/22/2011. Copies as indicated via U.S. mail.(LBK) (Entered: 02/23/2011)
05/09/2011	<u>132</u>	MANDATE of USCA as to <u>117</u> Notice of Appeal filed by MERLE HODGES and INDIANA DEPARTMENT OF CORRECTION-Upon consideration of the Motion to dismiss appeal filed by Appellants on 5/9/2011 it is ordered that this case is dismissed. Each party shall bear its own costs. Oral argument scheduled for 6/7/2011 is vacated. (CBU) (Entered: 05/10/2011)
05/16/2011	<u>133</u>	NOTICE <i>Concerning Resolution of Plaintiffs' Attorneys' Fees and Costs</i> , filed by Plaintiff MASTON WILLIS (Falk, Kenneth) (Entered: 05/16/2011)
05/18/2011	<u>134</u>	ENTRY - The chambers of the undersigned have received a letter from Roman Lee Jones, which may be related to the instant case. The Clerk is directed to provide a copy of the letter to counsel of record. If any counsel believes that the Court should consider the letter, counsel may file it. Until such time, however, the Court has not and will not read the letter. Signed by Judge Jane Magnus-Stinson on 5/18/2011. Copy to counsel as indicated.(LBK) (Entered: 05/18/2011)
05/18/2011	<u>135</u>	MARGINAL ENTRY - Based on the parties' agreement as to an award of attorney fees, the deadline previously imposed for Plaintiffs to file a fee petition is now vacated. Issued by Judge Jane Magnus-Stinson on 5/18/2011.(LBK) (Entered: 05/18/2011)
07/20/2011	<u>136</u>	MOTION to Compel, filed by Plaintiff NAJEE SABREE Q. BLACKMAN. (JD) (Entered: 07/20/2011)
07/20/2011	<u>137</u>	BRIEF in Support re <u>136</u> MOTION to Compel, filed by Plaintiff NAJEE SABREE Q. BLACKMAN. (Attachments: # <u>1</u> Exhibits)(JD) (Entered: 07/20/2011)
07/22/2011	<u>138</u>	MOTION to Compel, filed by Plaintiff NAJEE SABREE Q. BLACKMAN. (JD) (Entered: 07/27/2011)
07/22/2011	<u>139</u>	BRIEF in Support re <u>138</u> MOTION to Compel, filed by Plaintiff NAJEE SABREE Q. BLACKMAN. (Attachments: # <u>1</u> Exhibit A - Letter dated 6/14/2011 from ACLU, # <u>2</u> Exhibit B - Offender Request for Religios Accomodation, # <u>3</u> Exhibit C - Religious Services Memo, # <u>4</u> Exhibit D - Progress Notes, # <u>5</u> Exhibit E - Letter dated 2/18/2011 from Mark Dodd, # <u>6</u> Exhibit F- Offender Grievance, # <u>7</u> Exhibit G - Grievance Appeal)(JD) (Entered: 07/27/2011)
07/22/2011	<u>140</u>	AFFIDAVIT in Support of Motion re <u>138</u> MOTION to Compel, filed by Plaintiff NAJEE SABREE Q. BLACKMAN. (Attachments: # <u>1</u> Exhibit A - Letter dated 12/14/2009 from ACLU, # <u>2</u> Exhibit B - Final Judgment and Injunction, # <u>3</u> Exhibit C - Religious Services Memo, # <u>4</u> Exhibit D - Offender Grievance, # <u>5</u> Exhibit E - Letter dated 2/18/2011 from Mark Dodd, # <u>6</u> Exhibit F - Entry Directing Treatment of Document, # <u>7</u> Exhibit G - Grievance Appeal, # <u>8</u> Exhibit H - Letter dated 3/17/2011 to Judge Stinson, # <u>9</u> Exhibit I - Letter dated 4/18/2011 to Judge Stinson, # <u>10</u> Exhibit J - Letter dated 6/14/2011 from ACLU, # <u>11</u> Exhibit K - Letter dated 6/20/2011 to Mr. Butts)(JD) (Entered: 07/27/2011)

07/28/2011	141	AFFIDAVIT in support re 138 MOTION to Compel compliance with order by NAJEE SABREE Q. BLACKMAN. (CBU) (Entered: 07/29/2011)
08/05/2011	142	RESPONSE in Opposition re 138 MOTION to Compel, 136 MOTION to Compel, filed by Defendant INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) (Entered: 08/05/2011)
08/29/2011	143	ORDER denying 136 Motion to Compel, filed by Najee Sabree Q. Blackman and denying 138 Motion to Compel, filed by Najee Sabree Q. Blackman. The Clerk is directed to remove Najee Sabree Q. Blackman from the caption in this action. (SEE ENTRY). (copy to Najee Sabree Q. Blackman via U.S. Mail). Signed by Judge Jane Magnus-Stinson on 8/29/2011. (JKS) (Entered: 08/29/2011)
08/30/2011	144	REPLY in Support of Motion re 136 MOTION to Compel, 138 MOTION to Compel, filed by Plaintiff NAJEE SABREE Q. BLACKMAN. (Attachments: # 1 Exhibit A- Chapter 4 Religions and Personal Expressions, Kosher Diet Sign Off Sheet, # 2 Exhibit B- Total Vegetarian Diet Plan)(JKS) (Entered: 08/30/2011)
12/13/2011	145	Letter from Michael Hunter Haury re: Freedom of Information Request 5 U.S.C. Section 522 and 522(a). (MAC) (Entered: 12/15/2011)
12/22/2011	146	MOTION to Intervene by <i>Class Members for the Purpose of Seeking Contempt Remedies Against the Commissioner of the Indiana Department of Correction</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # 1 Exhibit Intervention by Roman Jones, # 2 Exhibit Intervention by Raphayl Miles, # 3 Exhibit Intervention by Brian Woodring, # 4 Exhibit Intervention by Paul Veal, # 5 Text of Proposed Order)(Falk, Kenneth) (Entered: 12/22/2011)
12/22/2011	147	BRIEF/MEMORANDUM in Support re 146 MOTION to Intervene by <i>Class Members for the Purpose of Seeking Contempt Remedies Against the Commissioner of the Indiana Department of Correction</i> , filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) (Entered: 12/22/2011)
01/06/2012	148	MOTION for Extension of Time to January 24, 2012 to file response to 146 MOTION to Intervene by <i>Class Members for the Purpose of Seeking Contempt Remedies Against the Commissioner of the Indiana Department of Correction</i> , filed by Defendant INDIANA DEPARTMENT OF CORRECTION. (Attachments: # 1 Text of Proposed Order)(Voight, Cory) (Entered: 01/06/2012)
01/09/2012	149	ORDER granting 148 Defendant's Motion for Extension of Time to File Response to 146 MOTION to Intervene by <i>Class Members for the Purpose of Seeking Contempt Remedies Against the Commissioner of the Indiana Department of Correction</i> – The Court, being duly advised in the premises, now ORDERS the time in which to file a response to plaintiffs' motion may be filed enlarged by fifteen (15) days, up to and including January 24, 2012. Signed by Judge Jane Magnus-Stinson on 1/9/2012. (JKS) (Entered: 01/09/2012)
01/24/2012	150	RESPONSE in Opposition re 146 MOTION to Intervene by <i>Class Members for the Purpose of Seeking Contempt Remedies Against the Commissioner of the Indiana Department of Correction</i> , filed by Defendant INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) (Entered: 01/24/2012)
01/25/2012	151	SCHEDULING ORDER: Status Conference set for 2/1/2012, at 01:30 PM, in room #277, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch on 1/24/2012. (LH) (Entered: 01/25/2012)
01/30/2012	152	Unopposed MOTION for Extension of Time to March 2, 2012 to file reply to 146 MOTION to Intervene by <i>Class Members for the Purpose of Seeking Contempt Remedies Against the Commissioner of the Indiana Department of Correction</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # 1 Text of Proposed Order)(Falk, Kenneth) (Entered: 01/30/2012)
01/31/2012	153	ORDER granting 152 Plaintiff's Motion for Extension of Time – The time within which they are to file their Reply Memorandum in Support of Motion to Allow Class Members to Intervene for the Purpose of Seeking Contempt Remedies Against the Commissioner of the Indiana Department of Correction, is extended to, and including, March 2, 2012. Signed by Judge Jane Magnus-Stinson on 1/31/2012. (JKS) (Entered: 01/31/2012)

		01/31/2012)
02/02/2012	<u>154</u>	Entry resetting Status Conference set for 2/1/2012. Status Conference reset for 2/8/2012 03:00 PM in room #277, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch on 2/2/2012.(MAC) (Entered: 02/02/2012)
02/10/2012	<u>155</u>	Minute Order for proceedings held before Magistrate Judge Debra McVicker Lynch: Pretrial Conference held on 2/8/2012. The conference was held and concluded without further order. Signed by Magistrate Judge Debra McVicker Lynch.(MAC) (Entered: 02/10/2012)
02/14/2012	<u>156</u>	***WITHDRAWN, see Dkt. # <u>205</u> Order*** MOTION to Hold the Commissioner of the Indiana Department of Correction in Contempt, filed by Plaintiff MASTON WILLIS. (Falk, Kenneth) Modified on 6/12/2013 (JKS). (Entered: 02/14/2012)
02/14/2012	<u>157</u>	MOTION to Dismiss <i>Intervention Request (No. 146)</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 02/14/2012)
02/14/2012	<u>158</u>	ORDER – The Court will grant the United States seven days to file an appearance as an interested party. If no appearance is filed, the Clerk is directed to remove the United States from the caption of this action. Unless leave to intervene is requested and received, or leave to file an amicus brief is requested and received, the United States may not participate in this action or file any briefs. The Clerk is directed to send a copy of this Order to the United States Attorney of this District and to the attorney who filed the Statement of Interest on behalf of the United States. (copies to Mr. Hogsett and Mr. Songer via US Mail). Signed by Judge Jane Magnus–Stinson on 2/14/2012. (JKS) (Entered: 02/15/2012)
02/15/2012	<u>159</u>	SCHEDULING ORDER: Status Conference set for 3/14/2012 at 10:30 AM in Telephonic before Magistrate Judge Debra McVicker Lynch. The court will contact counsel by separate email with the call–in information to be used to participate in the conference. Signed by Magistrate Judge Debra McVicker Lynch on 2/15/2012.(MAC) (Entered: 02/15/2012)
02/24/2012	<u>160</u>	Joint MOTION for Protective Order , filed by Defendant INDIANA DEPARTMENT OF CORRECTION, Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 02/24/2012)
02/28/2012	<u>161</u>	***WITHDRAWN PER <u>165</u> ***RESPONSE in Opposition re <u>156</u> MOTION to Hold the Commissioner of the Indiana Department of Correction in Contempt , filed by Defendant INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) Modified on 3/1/2012 (MAC). (Entered: 02/28/2012)
02/28/2012	<u>162</u>	RESPONSE in Opposition re <u>156</u> MOTION to Hold the Commissioner of the Indiana Department of Correction in Contempt , filed by Defendant INDIANA DEPARTMENT OF CORRECTION. (Voight, Cory) (Entered: 02/28/2012)
02/28/2012	<u>163</u>	MOTION to Withdraw Document Filed Under Docket Entry <u>161</u> , filed by Defendant INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Voight, Cory) (Entered: 02/28/2012)
02/28/2012	<u>164</u>	ORDER granting <u>160</u> Motion for Protective Order. Protective Order issued. Signed by Magistrate Judge Debra McVicker Lynch on 2/28/2012. (JLM) (Entered: 02/28/2012)
02/29/2012	<u>165</u>	ORDER granting <u>163</u> Motion to Withdraw <u>161</u> Response in Opposition to Motion. Signed by Magistrate Judge Debra McVicker Lynch on 2/29/2012. (MAC) (Entered: 03/01/2012)
03/01/2012	<u>166</u>	ORDER – The United States did not respond to the Court's <u>158</u> order of February 14, 2012 and is therefore ordered removed from the case caption. Signed by Judge Jane Magnus–Stinson on 3/1/2012.(JKS) (Entered: 03/01/2012)
03/12/2012	<u>168</u>	ORDER denying <u>146</u> Plaintiffs' Motion to Intervene – IT IS THEREFORE ORDERED that Plaintiffs' Motion to Allow Class Members to Intervene for the Purpose of Seeking Contempt Remedies Against the Commissioner of the Indiana Department of Correction, Doc. No. <u>146</u> , is DENIED, without prejudice. Signed by

		Judge Jane Magnus–Stinson on 3/12/2012. (JKS) (Entered: 03/12/2012)
03/19/2012	<u>169</u>	Minute Entry for proceedings held before Magistrate Judge Debra McVicker Lynch: Telephone Status Conference held on 3/14/2012. Telephone Status Conference set for 4/24/2012 09:30 AM before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch. (TMA) (Entered: 03/20/2012)
04/25/2012	<u>171</u>	Minute Entry for proceedings held before Magistrate Judge Debra McVicker Lynch: Telephone Status Conference held on 4/24/2012. The plaintiff is directed to make a detailed proposal for resolution of the motion for contempt order (Dkt. 156) within 14 days, to which the defendants must respond in writing within 14 days thereafter. Telephone Status Conference set for 6/5/2012 11:00 AM before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch. (TMA) (Entered: 04/25/2012)
05/03/2012	<u>172</u>	SCHEDULING ORDER – The Plaintiffs have moved to hold the Commissioner of the Indiana Department of Correction in contempt, Dkt. <u>156</u> . A hearing on this motion is set for July 20, 2012 at 9:00 a.m. in Room 307, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana, before Judge Jane Magnus–Stinson. Signed by Judge Jane Magnus–Stinson on 5/3/2012. (JKS) (Entered: 05/04/2012)
05/10/2012	<u>173</u>	MOTION to Withdraw Attorney Appearance of <i>Cory C. Voight</i> , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Arthur, David) (Entered: 05/10/2012)
05/14/2012	<u>174</u>	ORDER granting <u>173</u> Motion to Withdraw Attorney Appearance. Attorney Cory Christian Voight withdrawn. Signed by Magistrate Judge Debra McVicker Lynch on 5/14/2012. (TMA) (Entered: 05/14/2012)
06/05/2012	<u>176</u>	NOTICE of Appearance by Grant E. Helms on behalf of Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Helms, Grant) (Entered: 06/05/2012)
06/07/2012	<u>177</u>	Minute Entry for proceedings held before Magistrate Judge Debra McVicker Lynch: Telephone Status Conference held on 6/5/2012. With the parties' agreement, the current hearing on the Plaintiff's contempt motion is hereby vacated and converted to a settlement conference on July 20, 2012, at 10:00 a.m., in Room 277, United States Courthouse, 46 East Ohio Street, Indianapolis, Indiana, before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch. (TMA) (Entered: 06/07/2012)
07/20/2012	<u>178</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Debra McVicker Lynch: Settlement Conference held on 7/20/2012. (See Entry for details.) Telephonic Status Conference set for 8/10/2012 09:00 AM before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch. (TMA) (Entered: 07/20/2012)
08/13/2012	<u>179</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Debra McVicker Lynch: Telephone Status Conference held on 8/10/2012. Telephone Status Conference set for 9/24/2012 10:30 AM before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch. (TMA) (Entered: 08/13/2012)
09/26/2012	<u>180</u>	ORDER Directing Filing of Documents Resolving Pending Issues – The parties have reached an agreement in principle to resolve the pending issues in this case. Therefore, all pending motions, if any, are now DENIED AS MOOT and all previously ordered dates, if any, are VACATED. Within ninety days of the date of this entry, counsel shall file the necessary motion(s) to effect the resolution of the pending issues. Telephone Status Conference set for 10/29/2012 03:00 PM before Magistrate Judge Debra McVicker Lynch. Signed by Magistrate Judge Debra McVicker Lynch on 9/26/2012. (TMA) (Entered: 09/26/2012)
09/28/2012	<u>181</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Debra McVicker Lynch: Telephone Status Conference held on 9/24/2012. This case is set for a telephone status conference on October 29, 2012, at 3:00 p.m. Counsel are to contact the court at 317.229.3630 to participate in the conference. Signed by Magistrate Judge Debra McVicker Lynch. (TMA) (Entered: 09/28/2012)

10/17/2012	<u>182</u>	MOTION for copy of Class Order for Members filed by DANIEL E. WILKINS. (CBU) (Entered: 10/18/2012)
10/30/2012	<u>183</u>	Entry and Order from Status Conference for proceedings held before Magistrate Judge Debra McVicker Lynch held on 10/29/2012: The parties, by counsel, appeared for a telephone status conference on October 29, 2012, with the magistrate judge. This case is set for a telephone status conference on November 30, 2012, at 2:30 p.m. Counsel are to contact the court at 317.229.3630 to participate in the conference. The motion at <u>182</u> is DENIED AS MOOT in light of the representation of class counsel at the October 29 conference that his office will provide the requested information. Signed by Magistrate Judge Debra McVicker Lynch on 10/30/2012.(DW) (Entered: 10/30/2012)
11/05/2012	<u>184</u>	MOTION for adjudication of Civil Contempt and other relief against defts-PLTF-Daniel Wilkins-Pro Se. (CBU) (Entered: 11/06/2012)
11/05/2012	<u>185</u>	AFFIDAVIT re <u>184</u> MOTION for adjudication of Civil Contempt and other relief against defts PLTF-Daniel Wilkins-Pro Se. (Attachments: # <u>1</u> Exhibit Final Judgment and injunction, # <u>2</u> Exhibit Letter addressed to pltf from Ken Falk, # <u>3</u> Exhibit Memo dated 1/19/2011, # <u>4</u> Exhibit Offender Grievance dated 1/19/2011, # <u>5</u> Exhibit Memo dated 4/6/2011, # <u>6</u> Exhibit Offender Grievance dated 4/13/2011, # <u>7</u> Exhibit Offender Grievance Response Report, # <u>8</u> Exhibit Transaction History Report)(CBU) (Entered: 11/06/2012)
11/19/2012	<u>186</u>	MOTION to Strike <u>185</u> Affidavit, <u>184</u> MOTION for civil contempt, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Arthur, David) (Entered: 11/19/2012)
11/28/2012	<u>187</u>	Unopposed MOTION for Continuance of November 30, 2012, telephonic status conference, filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Arthur, David) (Entered: 11/28/2012)
11/29/2012	<u>188</u>	ORDER granting <u>187</u> Motion for Continuance. The telephone status conference is continued to December 13, 2012, at 11:00 a.m. Signed by Magistrate Judge Debra McVicker Lynch on 11/29/2012. (LH) (Entered: 11/29/2012)
12/05/2012	<u>190</u>	MOTION for FAIRNESS HEARING c/s filed by Daniel Wilkins-Pro Se. (CBU) (Entered: 12/07/2012)
12/05/2012	<u>191</u>	RESPONSE re <u>186</u> MOTION to Strike <u>185</u> Affidavit, c/s DANIEL WILKINS-Pro Se (CBU) (Entered: 12/07/2012)
12/05/2012	<u>192</u>	MOTION for Leave to Proceed in forma pauperis c/s DANIEL WILKINS- Pro Se. (CBU) (Entered: 12/07/2012)
12/06/2012	<u>189</u>	ORDER denying <u>184</u> Wilkins' Motion for Adjudication and denying <u>186</u> Defendants' Motion to Strike - Accordingly, the Court DENIES Mr. Wilkins <u>184</u> Motion for Adjudication as both improperly filed and moot, and therefore DENIES Defendants' Motion to Strike, [dkt. <u>186</u>], as moot. (copy to Daniel Wilkins via US Mail). Signed by Judge Jane Magnus-Stinson on 12/6/2012. (JKS) (Entered: 12/06/2012)
12/13/2012	<u>193</u>	MINUTE ORDER for proceedings held before Magistrate Judge Debra McVicker Lynch: Status Conference held on 12/13/2012. The defendants must provide to plaintiff's counsel by January 11, 2013, their revised procedures proposal. Plaintiff's counsel must respond to defendants' counsel and the parties file a status report by February 11, 2013. The deadline established by the court's order of September 26, 2012, is extended, to be re-set upon receipt of the February 11, 2013 status report. Signed by Magistrate Judge Debra McVicker Lynch. (LH) (Entered: 12/13/2012)
12/14/2012	<u>194</u>	ORDER denying as moot <u>192</u> Wilkins' Motion for Leave to Proceed in forma pauperis. Signed by Judge Jane Magnus-Stinson on 12/14/2012. (copy to Mr. Wilkins via US Mail) (JKS) Modified on 1/4/2013 (JKS). (Entered: 12/14/2012)
01/02/2013	<u>195</u>	ORDER denying <u>190</u> Wilkins' Motion for a Fairness Hearing. Signed by Judge Jane Magnus-Stinson on 1/2/2013. (copy to Mr. Wilkins via US Mail) (JKS) Modified on 1/4/2013 (JKS). (Entered: 01/02/2013)

02/08/2013	<u>196</u>	STATUS REPORT (<i>JOINT</i>) and <i>MOTION TO FURTHER EXTEND THE TIME TO FILE MOTION(S) TO EFFECT RESOLUTION OF THE MATTER</i> by All Parties. (Attachments: # <u>1</u> Proposed procedure, # <u>2</u> Proposed letters, # <u>3</u> Text of Proposed Order)(Falk, Kenneth) Modified on 2/11/2013 (JKS). (Entered: 02/08/2013)
02/11/2013	<u>197</u>	ORDER granting <u>196</u> Motion for Extension of Time. IT IS ORDERED that the parties shall file a further status report no later than 30 days from this date and the deadline previously established by this Court's order of September 26, 2012, is extended further, to be reset upon receipt of the next status report. Signed by Magistrate Judge Debra McVicker Lynch on 2/11/2013. (TMA) (Main Document 197 replaced on 2/12/2013) (TMA). (Entered: 02/12/2013)
03/12/2013	<u>198</u>	STATUS REPORT (<i>JOINT</i>) and <i>Motion to Further Extend the Time to File Motion(s) to Effect Resolution of the Matter</i> by All Parties. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Proposed Procedures)(Falk, Kenneth) Modified on 3/13/2013 (JKS). (Entered: 03/12/2013)
03/14/2013	<u>199</u>	ORDER granting <u>198</u> Motion to Further Extend the Time to File Motion(s) to Effect Resolution of the Matter. (See Order for deadline.) Signed by Magistrate Judge Debra McVicker Lynch on 3/14/2013. (TMA) (Entered: 03/14/2013)
04/11/2013	<u>200</u>	STATUS REPORT (<i>JOINT</i>) and <i>Motion to Further Extend the Time to File Motion(s) to Effect Resolution of the Matter</i> by All Parties. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) Modified on 4/12/2013 (JKS). (Entered: 04/11/2013)
04/15/2013	<u>201</u>	ORDER granting <u>200</u> Motion to Further Extend the Time to File Motion(s) to Effect Resolution of the Matter. Signed by Magistrate Judge Debra McVicker Lynch on 4/15/2013. (TMA) (Entered: 04/15/2013)
05/13/2013	<u>202</u>	STATUS REPORT – <i>JOINT</i> – and <i>Motion to Further Extend Time to File Motion(s) to Effect Resolution of the Matter</i> by MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) Modified on 5/14/2013 (JKS). (Entered: 05/13/2013)
05/16/2013	<u>203</u>	ORDER: The parties, having filed their Joint Status Report and Motion to Further Extend the Time to File Motion(s) to Effect Resolution of the Matter, and the court, having read the filing, determines the motion should be GRANTED. IT IS ORDERED that the parties shall file a further status report no later than 30 days from this date and the deadline previously established by this court's order of September 26, 2012, is extended further, to be reset upon receipt of the next status report. Signed by Magistrate Judge Debra McVicker Lynch on 5/16/2013.(SWM) (Entered: 05/16/2013)
06/11/2013	<u>204</u>	Unopposed MOTION to Withdraw <u>156</u> <i>Contempt Petition</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) Modified on 6/12/2013 (JKS). (Entered: 06/11/2013)
06/12/2013	<u>205</u>	ORDER granting <u>204</u> Motion to Withdraw <u>156</u> MOTION to Hold the Commissioner of the Indiana Department of Correction in Contempt – IT IS THEREFORE ORDERED that the contempt motion of Maston Willis (ECF No. 156) is WITHDRAWN and this matter is, and this case remains, closed. Signed by Judge Jane Magnus–Stinson on 6/12/2013. (JKS) (Entered: 06/12/2013)
08/05/2013	<u>206</u>	MOTION to Allow Class Members to Intervene for the Purpose of Seeking Contempt Remedies, filed by Plaintiff T. HARRIS. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 08/06/2013)
08/05/2013	<u>207</u>	BRIEF/MEMORANDUM in Support re <u>206</u> MOTION to Allow Class Members to Intervene, filed by Plaintiff T. HARRIS. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 08/06/2013)
08/05/2013	<u>208</u>	MOTION by Thomas P. Harris to Intervene and to Seek Contempt Remedies Against the Commissioner of the Department of Correction, filed by Plaintiff T. HARRIS. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 08/06/2013)
08/30/2013	<u>209</u>	MOTION for Court's Assistance, filed by NON–PARTY, Keith Hoglund –. (Attachments: # <u>1</u> Exhibit A – Letter from DOC and Inmate Requests for Interview, # <u>2</u> Exhibit B – various supporting documents, # <u>3</u> Exhibit C – various supporting documents, # <u>4</u> Envelope)(JKS) (Entered: 08/30/2013)

09/10/2013	<u>210</u>	ENTRY – The Court hereby ORDERS that class counsel and counsel for the Commissioner confer and report on the following by September 24, 2013: The propriety of requests for intervention by individual class members in light of Mr. Willis' continuing status as class representative; Whether class counsel will represent Mr. Harris and Mr. Hoglund; and The propriety of using a contempt mechanism for enforcement of the Court's December 8, 2010 injunction (as opposed to pursuit of a separate individual lawsuit) as a means to adjudicate an individual prisoner's claim that he was illegally denied a kosher meal. Signed by Judge Jane Magnus–Stinson on 9/10/2013. (copy to Keith Hoglund via US Mail) (JKS) (Entered: 09/10/2013)
09/23/2013	<u>211</u>	REPORT of Counsel by All Parties. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 09/23/2013)
09/24/2013	<u>212</u>	Order Following Report of Counsel: IT IS ORDERED that counsel shall report back to the Court no later than thirty days from this date concerning the status of Keith Hoglund. However, given that class counsel has undertaken to represent Mr. Hoglund in his current dispute with IDOC concerning Mr. Hoglund's kosher meals, the Court DENIES Mr. Hoglund's Motion for Court Assistance [dkt. 209] as either premature or moot. Based on the Report of Counsel [dkt. 211], Mr. Harris is now receiving kosher meals, and has been adequately represented by class counsel. The motions to intervene [dkt. 206, 208] filed by Mr. Harris are therefore DENIED AS MOOT. Signed by Judge Jane Magnus–Stinson on 9/24/2013. (DW) (Entered: 09/24/2013)
10/15/2013	<u>213</u>	MOTION to Intervene filed by Willie R. Lee. (Attachments: # <u>1</u> Exhibit 1 – Letter, # <u>2</u> Exhibit 2 – Offender Grievance Response Report, # <u>3</u> Envelope)(SWM) (Entered: 10/16/2013)
10/15/2013	<u>214</u>	MOTION to Allow Class Members to Intervene, filed by Willie R. Lee. (Attachments: # <u>1</u> Envelope)(SWM) (Entered: 10/16/2013)
10/15/2013	<u>215</u>	MEMORANDUM in Support re <u>214</u> MOTION to Allow Class Members to Intervene, filed by Willie R. Lee. (Attachments: # <u>1</u> Envelope)(SWM) (Entered: 10/16/2013)
10/21/2013	<u>216</u>	MOTION by WILLIE R. LEE to Intervene and to Seek Contempt Remedies. (Attachments: # <u>1</u> Exhibit 1 – Letter from Dept. of Correction 5/31/2013, # <u>2</u> Exhibit 2 – Offender Grievance documents, # <u>3</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>217</u>	MOTION to Allow Class Members to Intervene for Purpose of Seeking Contempt Remedies, filed by WILLIE R. LEE. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>218</u>	BRIEF/MEMORANDUM in Support re <u>217</u> MOTION to Allow Class Members to Intervene, filed by WILLIE R. LEE. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>219</u>	MOTION by ORLANDO LYNCH to Intervene and to Seek Contempt Remedies. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>221</u>	MOTION to Allow Class Members to Intervene for the Purpose of Seeking Contempt Remedies, filed by ORLANDO LYNCH. (Attachments: # <u>1</u> Envelope)(JKS) Modified on 10/22/2013 (JKS). (Entered: 10/22/2013)
10/21/2013	<u>222</u>	BRIEF/MEMORANDUM in Support re <u>221</u> MOTION to Allow Class Members to Intervene. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>224</u>	MOTION by JEREMY A. RATLIFF to Intervene and to Seek Contempt Remedies. (Attachments: # <u>1</u> Exhibit – Letter from Dept of Corrections 9/3/2013, # <u>2</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>225</u>	MOTION to Allow Class Members to Intervene for the Purpose of Seeking Contempt Remedies, filed by JEREMY A. RATLIFF. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>226</u>	BRIEF/MEMORANDUM in Support re <u>225</u> MOTION to Allow Class Members to Intervene. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>227</u>	MOTION by STEPHEN G. WRIGHT to Intervene and to Seek Contempt Remedies. (Attachments: # <u>1</u> Memo from ISP Chaplain; Letter from Dept of Correction 7/18/2011; Grievance Document, # <u>2</u> Envelope)(JKS) (Entered: 10/22/2013)

10/21/2013	<u>228</u>	MOTION to Allow Class Members to Intervene for the Purpose of Seeking Contempt Remedies, filed by STEPHEN G. WRIGHT. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 10/22/2013)
10/21/2013	<u>229</u>	BRIEF/MEMORANDUM in Support re <u>228</u> MOTION to Allow Class Members to Intervene. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 10/22/2013)
10/22/2013	<u>220</u>	STATUS REPORT (<i>JOINT</i>) Concerning Keith Hoglund by All Parties. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 10/22/2013)
10/22/2013	<u>223</u>	STATUS REPORT Concerning Willie R. Lee by MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 10/22/2013)
10/24/2013	<u>230</u>	ORDER: The Court ORDERS class counsel and counsel for the Commissioner to confer and report by November 7, 2013 whether they believe Mr. Lee, Mr. Lynch, Mr. Ratliff, and Mr. Wright are, in fact, members of the class, whether Mr. Willis is an adequate class representative to represent their interests, and whether pursuit of contempt is the appropriate means by which the putative intervenors should seek relief (as opposed to filing separate action). Class counsel has requested that the Court order him to file a status report within 30 days regarding Mr. Lee's situation. [Dkt. 223.] Class counsel is welcome to file a status report, however the Court is concerned with the general propriety of individual inmates filing motions to intervene on a piecemeal yet seemingly constant basis, and how this practice – which can and will be cumbersome for the Court if it continues, and which defeats the purpose of allowing this case to proceed as a class action – should be handled. Class counsel and counsel for the DOC shall provide relevant authority in support of their joint position, or individual position if they cannot agree (see Order for additional information). Signed by Judge Jane Magnus–Stinson on 10/24/2013.(SWM) (Entered: 10/25/2013)
11/01/2013	<u>231</u>	MOTION to Intervene and seek contempt remedies against the Commissioner of the Department of Correction. (Attachments: # <u>1</u> Envelope)(DW) (Entered: 11/04/2013)
11/01/2013	<u>232</u>	MOTION to allow Class Members to Intervene for the purpose of seeking contempt remedies against the Commissioner of the Department of Corrections c/s. (Attachments: # <u>1</u> Envelope)(DW) (Entered: 11/04/2013)
11/01/2013	<u>233</u>	BRIEF/MEMORANDUM in Support c/s re <u>232</u> MOTION. (Attachments: # <u>1</u> Envelope)(DW) (Entered: 11/04/2013)
11/05/2013	<u>234</u>	REPORT (<i>JOINT</i>) of Counsel by STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION, MASTON WILLIS. (Falk, Kenneth) (Entered: 11/05/2013)
11/06/2013	<u>235</u>	ORDER – Based on the Court's review of the motions to intervene and for contempt, and on the parties' Joint Report of Counsel, the Court ORDERS as follows: The motions to intervene and to seek contempt remedies that are currently pending, [dkt. 213; 214; 216; 217; 219; 221; 224; 225; 227; 228; 231; 232], are DENIED WITHOUT PREJUDICE; This matter remains a class action with an adequate class representative and competent class counsel, through whom pro se inmates must seek relief before any petitions to intervene will be addressed on the merits. Future motions to intervene and for contempt remedies filed by pro se inmates shall be docketed by the Clerk (S.O.) Signed by Judge Jane Magnus–Stinson on 11/6/2013.(MAC) (Entered: 11/06/2013)
11/18/2013	<u>236</u>	Verified MOTION by Orza Salone to Intervene and to Seek Contempt remedies. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 11/19/2013)
11/18/2013	<u>237</u>	MOTION to Allow Class Members to Intervene for the Purpose of Seeking Contempt remedies. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 11/19/2013)
12/05/2013	<u>238</u>	Verified MOTION by Cory Middleton to Intervene and to Seek Contempt remedies. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 12/06/2013)
12/05/2013	<u>239</u>	MOTION to Allow Class Members to Intervene for the Purpose of Seeking Contempt remedies. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 12/06/2013)
12/05/2013	<u>240</u>	BRIEF/MEMORANDUM in Support re <u>239</u> MOTION to Allow Class Members to Intervene. (Attachments: # <u>1</u> Envelope)(JKS) (Entered: 12/06/2013)

12/09/2013	<u>241</u>	ORDER – This matter remains a class action with an adequate class representative and competent class counsel, through whom Mr. Salone and Mr. Middleton must seek relief before any petitions to intervene will be addressed on the merits. Through the motions, Mr. Salone and Mr. Middleton have not demonstrated that their interests are not being adequately represented either by the existing named plaintiff or by class counsel, or that class counsel has consented to the filing of the motions. Accordingly, the motions to intervene and to seek contempt remedies that are currently pending, [dks. <u>236</u> ; <u>237</u> ; <u>238</u> ; <u>239</u>], are DENIED WITHOUT PREJUDICE. Signed by Judge Jane Magnus–Stinson on 12/9/2013. (JKS) (Entered: 12/10/2013)
12/18/2013	<u>242</u>	STATUS REPORT (<i>SECOND JOINT</i>) TO COURT CONCERNING KEITH HIOGLUND by MASTON WILLIS. (Falk, Kenneth) (Entered: 12/18/2013)
12/19/2013	<u>243</u>	MARGINAL ENTRY re <u>242</u> Second Joint Status Report to Court Concerning Keith Hoglund: As proposed, counsel shall report further upon receipt of a final decision. Signed by Judge Jane Magnus–Stinson on 12/19/2013.(SWM) Modified on 5/16/2014 (SWM). (Entered: 12/19/2013)
01/23/2014	<u>244</u>	MOTION to Show Cause and Hold Defendant(s) in Contempt. (Attachments: # <u>1</u> Supporting Documents, # <u>2</u> Envelope)(JKS) (Entered: 01/24/2014)
02/21/2014	<u>245</u>	ORDER – Upon review of the docket, the Court notes that it appears some previous Orders were inadvertently not mailed to pro se non–parties. Accordingly, the Clerk is DIRECTED to mail copies to those parties as indicated herein. Signed by Judge Jane Magnus–Stinson on 2/21/2014. (copies mailed to non–parties as directed via US Mail) (JKS) (Entered: 02/21/2014)
02/21/2014	<u>246</u>	ORDER re <u>244</u> Motion – This matter remains a class action with an adequate class representative and competent class counsel, through whom Mr. Boyd must seek relief before any motions to hold Defendants in contempt will be addressed on the merits. Through his motion, Mr. Boyd has not demonstrated that his interests are not being adequately represented either by the existing named plaintiff or by class counsel, or that class counsel has consented to the filing of the motion. Accordingly, the Motion to Show Cause and Hold Defendant(s) In Contempt, [Filing No. <u>244</u>], is DENIED WITHOUT PREJUDICE. Signed by Judge Jane Magnus–Stinson on 2/21/2014. (copy to Shavon Tyvell Boyd via US Mail) (JKS) (Entered: 02/21/2014)
04/08/2014	<u>247</u>	NOTICE of Filing Motion for Preliminary Injunction, filed by THOMAS P. HARRIS (Class Member) (Attachments: # <u>1</u> Envelope) (SWM) (Entered: 04/09/2014)
04/08/2014	<u>248</u>	MOTION for Preliminary Injunction, filed by THOMAS P. HARRIS (Class Member). (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Order to Show Cause and Temporary Restraining Order, # <u>3</u> Envelope)(SWM) (Entered: 04/09/2014)
04/08/2014	<u>249</u>	MEMORANDUM of LAW in Support re <u>248</u> MOTION for Temporary Restraining Order and Preliminary Injunction, filed by Thomas P. HARRIS (Class Member). (Attachments: # <u>1</u> Envelope)(SWM) (Entered: 04/09/2014)
04/08/2014	<u>250</u>	AFFIDAVIT of Thomas P. Harris in Support of Motion re <u>248</u> MOTION for Preliminary Injunction, filed by Thomas P. HARRIS (Class Member) (Attachments: # <u>1</u> Envelope)(SWM) (Entered: 04/09/2014)
04/15/2014	<u>251</u>	ORDER denying <u>248</u> Motion for Preliminary Injunction – This matter remains a class action with an adequate class representative and competent class counsel, through whom Mr. Harris must seek relief before any motion for a preliminary injunction will be addressed on the merits. Mr. Harris has not argued in the motion that his interests are not being adequately represented either by the existing named plaintiff or by class counsel, or that class counsel has consented to the filing of the motion; and Accordingly, the Motion for a Preliminary Injunction, [Filing No. <u>248</u>], is DENIED WITHOUT PREJUDICE. Signed by Judge Jane Magnus–Stinson on 4/15/2014. (copy to Thomas Harris via US Mail) (JKS) (Entered: 04/15/2014)
05/15/2014	<u>252</u>	REPORT <i>Concerning Kosher Diet Application of Keith Hoglund</i> by MASTON WILLIS. (Falk, Kenneth) (Entered: 05/15/2014)
05/20/2014	<u>253</u>	MARGINAL NOTATION re <u>252</u> Willis' Report – Report acknowledged. By June 4, 2014, class counsel is to further report whether he intends to seek relief for Mr. Hoglund in this action, or whether it is class counsel's position that Mr. Hoglund

		should file a separate action. Signed by Judge Jane Magnus–Stinson on 5/20/2014. (JKS) (Entered: 05/20/2014)
06/04/2014	<u>254</u>	Unopposed MOTION for Extension of Time to June 13, 2014 <i>to File Further Report by Class Counsel</i> , filed by Plaintiff MASTON WILLIS. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 06/04/2014)
06/05/2014	<u>255</u>	ORDER granting <u>254</u> Motion for Extension of Time to 6/13/2014 to file a report concerning Keith Hoglund. Signed by Judge Jane Magnus–Stinson on 6/5/2014. (CBU) (Entered: 06/05/2014)
06/11/2014	<u>256</u>	REPORT (<i>FURTHER</i>) <i>Concerning Keith Hoglund</i> by MASTON WILLIS. (Falk, Kenneth) (Entered: 06/11/2014)
06/13/2014	<u>257</u>	ORDER: On June 11, 2014, class counsel in this matter filed a Further Report Concerning Keith Hoglund, which sets forth – at the Court's request – the status of Mr. Hoglund's request for kosher meals and whether class counsel intends to seek relief for Mr. Hoglund in this action, or whether it is class counsel's position that Mr. Hoglund should file a separate action. [Filing No. 256.] Based on class counsel's Report, the Court ORDERS that, to the extent Mr. Hoglund wishes to pursue claims against the DOC relating to the decision not to provide him with kosher meals, he must do so through the filing of a separate action (see Order for additional information). Copy to Plaintiff and Class Representative via US Mail. Signed by Judge Jane Magnus–Stinson on 6/13/2014.(SWM) (Entered: 06/13/2014)
08/06/2014	<u>258</u>	MOTION to Withdraw Attorney Appearance of <i>Grant E. Helms</i> , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Arthur, David) (Entered: 08/06/2014)
08/07/2014	<u>259</u>	ORDER granting <u>258</u> Motion to Withdraw Attorney Appearance. Attorney Grant E. Helms withdrawn. Signed by Magistrate Judge Debra McVicker Lynch on 8/7/2014. (SWM) (Entered: 08/07/2014)
08/08/2014	<u>260</u>	MOTION to Intervene as Class Member and Seek Contempt Remedies Against Commissioner of the Indiana Department of Corrections, filed by Joseph Williams–Bey. (Attachments: # <u>1</u> Exhibit 1 – Various Documents, # <u>2</u> Envelope)(SWM) (Entered: 08/11/2014)
08/12/2014	<u>261</u>	ORDER denying <u>260</u> Motion to Intervene – This matter remains a class action with an adequate class representative and competent class counsel, through whom Mr. Williams–Bey must seek relief before any petition to intervene will be addressed on the merits. Through the motion, Mr. Williams–Bey has not demonstrated that his interests are not being adequately represented either by the existing named plaintiff or by class counsel, or that class counsel has consented to the filing of the motion; and Accordingly, the motion to intervene and to seek contempt remedies that is currently pending, [Filing No. 260], is DENIED WITHOUT PREJUDICE. Signed by Judge Jane Magnus–Stinson on 8/12/2014. (copy to Joseph Williams–Bey via US Mail) (JKS) (Entered: 08/12/2014)
12/02/2014	<u>262</u>	MOTION to Intervene <i>as A Named Plaintiff to Pursue Contempt Remedies against the Commissioner of the Indiana Department of Correction (Verified)</i> , filed by Plaintiff ALEX WITMER. (Attachments: # <u>1</u> Exhibit Letter granting kosher diet, # <u>2</u> Exhibit Letter removing kosher diet, # <u>3</u> Verified Petition for Contempt)(Falk, Kenneth) (Entered: 12/02/2014)
12/02/2014	<u>263</u>	NOTICE of Appearance by Kenneth J. Falk on behalf of Plaintiff ALEX WITMER. (Falk, Kenneth) (Entered: 12/02/2014)
12/02/2014	<u>264</u>	BRIEF/MEMORANDUM in Support re <u>262</u> MOTION to Intervene <i>as A Named Plaintiff to Pursue Contempt Remedies against the Commissioner of the Indiana Department of Correction (Verified)</i> , filed by Plaintiff ALEX WITMER. (Falk, Kenneth) (Entered: 12/02/2014)
01/05/2015	<u>265</u>	MOTION to Intervene <i>as A Named Plaintiff to Pursue Contempt Remedies against the Commissioner of the Indiana Department of Correction (Verified)</i> , filed by Plaintiff ZOFO BENJAMIN. (Attachments: # <u>1</u> Proposed Contempt Petition)(Falk, Kenneth) (Entered: 01/05/2015)

01/05/2015	<u>266</u>	NOTICE of Appearance by Kenneth J. Falk on behalf of Plaintiff ZOFO BENJAMIN. (Falk, Kenneth) (Entered: 01/05/2015)
01/05/2015	<u>267</u>	BRIEF/MEMORANDUM in Support re <u>265</u> MOTION to Intervene as A Named Plaintiff to Pursue Contempt Remedies against the Commissioner of the Indiana Department of Correction (Verified) , filed by Plaintiff ZOFO BENJAMIN. (Falk, Kenneth) (Entered: 01/05/2015)
01/06/2015	<u>268</u>	Order Setting Status Conference – Telephonic Status Conference set for 1/21/2015 at 11:30 AM in Magistrate Judge Debra McVicker Lynch. The purpose of the conference is to address the pending motions to intervene. Plaintiff and counsel for the defendants are to contact the court at 317.229.3630 to participate in the conference. Signed by Magistrate Judge Debra McVicker Lynch on 1/6/2015.(RSF) (Entered: 01/07/2015)
01/22/2015	<u>269</u>	MINUTE ENTRY and ORDER for proceedings held before Magistrate Judge Debra McVicker Lynch: Telephone Status Conference held on 1/21/2015. The motions of Alex Witmer <u>262</u> and Zofo Benjamin <u>265</u> , are GRANTED. Witmer and Benjamin are now substituted as class representatives for Maston Willis, and the Clerk is directed to terminate Mr. Willis as a party. Signed by Magistrate Judge Debra McVicker Lynch. (PG) (Entered: 01/22/2015)
01/22/2015		SCHEDULING ORDER: Telephone Status Conference set for 4/29/2015 09:30 AM before Magistrate Judge Debra McVicker Lynch.(PG) (Entered: 01/22/2015)
04/29/2015	<u>270</u>	MINUTE ENTRY for proceedings held before Magistrate Judge Debra McVicker Lynch: Telephone Status Conference held on 4/29/2015. The conference was held and concluded without further order. Signed by Magistrate Judge Debra McVicker Lynch. (PG) (Entered: 04/29/2015)
05/14/2015	<u>271</u>	STIPULATION OF FACTS, filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Falk, Kenneth) (Entered: 05/14/2015)
05/14/2015	<u>272</u>	Amended MOTION for Contempt (Verified), filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Exhibit Witmer termination, # <u>2</u> Exhibit Benjamin Application, # <u>3</u> Exhibit Benjamin Request for More Info., # <u>4</u> Exhibit Benjamin Application with info., # <u>5</u> Exhibit Benjamin Denial)(Falk, Kenneth) (Entered: 05/14/2015)
05/14/2015	<u>273</u>	BRIEF/MEMORANDUM in Support re <u>272</u> Amended MOTION for Contempt (Verified) , filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Falk, Kenneth) (Entered: 05/14/2015)
05/14/2015	<u>274</u>	Submission of Evidence in Support of Amended Verified Petition for Contempt, filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Attachment 1–Deposition David Liebel, # <u>2</u> Att. Kosher App. 1–75, # <u>3</u> Att. Kosher App. 76–141, # <u>4</u> Att. Kosher App. 142–200, # <u>5</u> Att. Kosher App. 201–250, # <u>6</u> Att. Kosher App. 251–325, # <u>7</u> Att. Kosher App. 326–380, # <u>8</u> Att. Kosher App. 381–440, # <u>9</u> Att. Kosher App.441–510, # <u>10</u> Att. Kosher App. 511–575, # <u>11</u> Att. Kosher App. 576–609, # <u>12</u> Att. Kosher App. 609–682, # <u>13</u> Att. Kosher App. 683–750, # <u>14</u> Att. Kosher App. 751–825, # <u>15</u> Att. Kosher App. 826–900, # <u>16</u> Att. Kosher App. 901–980, # <u>17</u> Att. Kosher App. 981–1050)(Falk, Kenneth) (Entered: 05/14/2015)
05/14/2015	<u>275</u>	EXHIBIT Submission of Evidence in Support of Amended Verified Petition for Contempt Part 2 (Atts pp.. 1051–2050) by All Plaintiffs. (Attachments: # <u>1</u> Att. 2 Kosher App. 1051–1125, # <u>2</u> Att. 2 Kosher App. 1126–1210, # <u>3</u> Att.2 Kosher App. 1211–1280, # <u>4</u> Att. 2 Kosher App.1281–1350, # <u>5</u> Att. 2. Kosher App.1351–1400, # <u>6</u> Att 2. Kosher App. 1401–1470, # <u>7</u> Att.2 Kosher App. 1471–1540, # <u>8</u> Att.2 Kosher App 1541–1610, # <u>9</u> Att.2 Kosher App 1611–1680, # <u>10</u> Att.2 Kosher App 1681–1755, # <u>11</u> Att.2 Kosher App 1751–1820, # <u>12</u> Att.2 Kosher App 1821–1900, # <u>13</u> Att.2 Kosher App 1901–1980, # <u>14</u> Att.2 Kosher App 1981–2050)(Falk, Kenneth) (Entered: 05/14/2015)
05/14/2015	<u>276</u>	Submission of Evidence in Support of Amended Verified Petition for Contempt –Part 3– (Attachment 2 pp. 2051–3050), filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Att.2 Kosher App 2051–2110, # <u>2</u> Att.2 Kosher App 2111–2180, # <u>3</u> Att.2 Kosher App 2180–2250, # <u>4</u> Att.2 Kosher App 2251–2325, # <u>5</u> Att.2 Kosher App 2326–2412, # <u>6</u> Att.2 Kosher App 2413–2475, # <u>7</u> Att.2 Kosher App 2476–2540, # <u>8</u> Att.2 Kosher App 2541–2615, # <u>9</u> Att.2 Kosher App 2616–2690,

		# <u>10</u> Att.2 Kosher App 2691–2755, # <u>11</u> Att.2 Kosher App 2756–2825, # <u>12</u> Att.2 Kosher App 2826–2900, # <u>13</u> Att.2 Kosher App 2901–2950, # <u>14</u> Att.2 Kosher App 2951–2975, # <u>15</u> Att.2 Kosher App 2976–3050)(Falk, Kenneth) (Entered: 05/14/2015)
05/14/2015	<u>277</u>	Submission <i>Of Evidence in Support of Amended Verified Petition for Contempt p Part 5 (Attachment 2 pp. 3051–4090)</i> , filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Att.2 Kosher App 3051–3125, # <u>2</u> Att.2 Kosher App 3126–3175, # <u>3</u> Att.2 Kosher App 3176–3250, # <u>4</u> Att.2 Kosher App 3251–3325, # <u>5</u> Att.2 Kosher App 3326–3400, # <u>6</u> Att.2 Kosher App 3401–3470, # <u>7</u> Att.2 Kosher App 3471–3530, # <u>8</u> Att.2 Kosher App 3531–3600, # <u>9</u> Att.2 Kosher App 3601–3670, # <u>10</u> Att.2 Kosher App 3671–3740, # <u>11</u> Att.2 Kosher App 3741–3810, # <u>12</u> Att.2 Kosher App 3811–3880, # <u>13</u> Att.2 Kosher App 3881–3950, # <u>14</u> Att.2 Kosher App 3951–3991, # <u>15</u> Att.2 Kosher App 3991–4020, # <u>16</u> Att.2 Kosher App 4021–4090)(Falk, Kenneth) (Entered: 05/14/2015)
05/14/2015	<u>278</u>	Submission <i>of Evidence in Support of Amended Verified Petition for Contempt – Part 5 (Attachment 2 pp. 4091–5070)</i> , filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Att.2 Kosher App 4091–4160, # <u>2</u> Att.2 Kosher App 4161–4230, # <u>3</u> Att.2 Kosher App 4231–4300, # <u>4</u> Att.2 Kosher App 4301–4370, # <u>5</u> Att.2 Kosher App 4371–4440, # <u>6</u> Att.2 Kosher App 4441–4510, # <u>7</u> Att.2 Kosher App 4511–4580, # <u>8</u> Att.2 Kosher App 4581–4650, # <u>9</u> Att.2 Kosher App 4651–4720, # <u>10</u> Att.2 Kosher App 4721–4790, # <u>11</u> Att.2 Kosher App 4791–4860, # <u>12</u> Att.2 Kosher App 4861–4930, # <u>13</u> Att.2 Kosher App 4931–5000, # <u>14</u> Att.2 Kosher App 5001–5070)(Falk, Kenneth) (Entered: 05/14/2015)
05/14/2015	<u>279</u>	Submission <i>of Evidence in Support of Amended Verified Petition for Contempt Part 6 (Attachment 2, pp. 5070 –5938, Attachment 3)</i> , filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Att.2 Kosher App 5071–5140, # <u>2</u> Att.2 Kosher App 5141–5210, # <u>3</u> Att.2 Kosher App 5211–5280, # <u>4</u> Att.2 Kosher App 5281–5310, # <u>5</u> Att.2 Kosher App 5311–5340, # <u>6</u> Att.2 Kosher App 5341–5400, # <u>7</u> Att.2 Kosher App 5401–5445, # <u>8</u> Att.2 Kosher App 5445–5510, # <u>9</u> Att.2 Kosher App 5511–5570, # <u>10</u> Att.2 Kosher App 5571–5630, # <u>11</u> Att.2 Kosher App 5631–5690, # <u>12</u> Att.2 Kosher App 5691–5750, # <u>13</u> Att.2 Kosher App 5751–5810, # <u>14</u> Att.2 Kosher App 5811–5870, # <u>15</u> Att.2 Kosher App 5871–5938, # <u>16</u> Att 3– Summary Chart)(Falk, Kenneth) (Entered: 05/14/2015)
05/26/2015	<u>280</u>	Unopposed MOTION for Extension of Time to File Response to June 23, 2015 re <u>272</u> Amended MOTION <i>for Contempt (Verified) and to extend time for plaintiffs' reply</i> , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Arthur, David) (Entered: 05/26/2015)
05/27/2015	<u>281</u>	ORDER granting <u>280</u> Motion for Extension of Time. The time for defendants' response to the amended petition is hereby enlarged to June 23, 2015, and the time for plaintiffs' reply in support is hereby enlarged to July 7, 2015. Signed by Judge Jane Magnus–Stinson on 5/27/2015. (DW) (Entered: 05/27/2015)
06/22/2015	<u>282</u>	Second MOTION for Extension of Time to File Response to July 7, 2015 re <u>272</u> Amended MOTION <i>for Contempt (Verified) (unopposed motion)</i> , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Arthur, David) (Entered: 06/22/2015)
06/22/2015	<u>283</u>	MOTION for Court's Assistance with Kosher Diet, filed by Plaintiff JOSEPH T. WILLIAMS–EL. (Attachments: # <u>1</u> Envelope)(DW) (Entered: 06/23/2015)
06/23/2015	<u>284</u>	ORDER granting <u>282</u> Motion for Extension of Time. The time for defendants' response to the amended petition is hereby enlarged to July 7, 2015, and the time for plaintiffs' reply in support is hereby enlarged to July 21, 2015. Signed by Judge Jane Magnus–Stinson on 6/23/2015. (DW) (Entered: 06/23/2015)
07/15/2015	<u>285</u>	Third MOTION for Extension of Time to July 17, 2015 <i>Belated and Unopposed</i> , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Text of Proposed Order)(Arthur, David) (Entered: 07/15/2015)

07/16/2015	<u>286</u>	ORDER granting Defendants' <u>285</u> Motion for Extension of Time. The time for defendants' response to the <u>272</u> amended contempt petition is hereby enlarged to July 17, 2015, and the time for plaintiffs' reply in support, if any, is hereby enlarged to July 31, 2015. Signed by Judge Jane Magnus-Stinson on 7/16/2015. (BGT) (Entered: 07/16/2015)
07/17/2015	<u>287</u>	RESPONSE in Opposition re <u>272</u> Amended MOTION for Contempt (Verified) , filed by Defendants STEPHEN HALL, MERLE HODGES, INDIANA DEPARTMENT OF CORRECTION. (Attachments: # <u>1</u> Exhibit Approved offender list, # <u>2</u> Exhibit Religious Services Procedure, # <u>3</u> Exhibit Offender Information System Religious Preference History, # <u>4</u> Exhibit Hot Lil Chub label)(Arthur, David) (Entered: 07/17/2015)
07/30/2015	<u>288</u>	REPLY in Support of Motion re <u>272</u> Amended MOTION for Contempt (Verified) , filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 07/30/2015)
08/17/2015	<u>289</u>	ORDER. This matter remains a class action with adequate class representatives and competent class counsel, through whom Mr. Williams-El must seek relief before any motion for assistance will be addressed on the merits. Through the motion, Mr. Williams-El has not demonstrated that his interests are not being adequately represented either by the existing named plaintiffs or by class counsel, or that class counsel has consented to the filing of the motion; and Accordingly, Mr. Williams-El's motion that is currently pending, [Filing No.283], is DENIED WITHOUT PREJUDICE. Signed by Judge Jane Magnus-Stinson on 8/17/2015. Copy sent to Mr. Williams-El via U.S. Mail. (BGT) (Entered: 08/17/2015)
12/07/2015	<u>290</u>	ORDER Setting Settlement Conference and Related Deadlines: Settlement Conference set for 1/8/2016 01:30 PM in room #277, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Debra McVicker Lynch. On or before three (3) business days before the conference, the parties shall submit (not file) a confidential settlement statement (see Order for additional information). Signed by Magistrate Judge Debra McVicker Lynch on 12/7/2015.(SWM) (Entered: 12/08/2015)
01/12/2016	<u>291</u>	ENTRY and ORDER from Settlement Conference held before Magistrate Judge Debra McVicker Lynch on 1/8/2016. The conference was held and concluded with the parties' agreement in principle that would resolve the pending contempt motion. Plaintiffs' counsel will provide a draft settlement agreement to defense counsel by January 14, 2016; defendants will provide any comments by January 19, 2016. Counsel should copy the magistrate judge (judgelynychchambers@insd.uscourts.gov) on these communications. Signed by Magistrate Judge Debra McVicker Lynch. (KGK) (Entered: 01/12/2016)
03/02/2016	<u>292</u>	SCHEDULING ORDER: Status Conference set for 3/7/2016 10:00 AM (Eastern) in Telephonic before Magistrate Judge Debra McVicker Lynch. The parties are to contact the court at 317.229.3630 to participate in the conference. Where multiple counsel representing a party are participating in the conference, those counsel should call in to the court on a single line. Signed by Magistrate Judge Debra McVicker Lynch on 3/2/2016.(SWM) (Entered: 03/03/2016)
03/08/2016	<u>293</u>	ENTRY from Status Conference held before Magistrate Judge Debra McVicker Lynch on 3/7/2016 and ORDER Directing Filing of Settlement Documents. The court has been advised that the parties have agreed to a settlement of the pending matters in this case. Therefore, all pending motions are now DENIED AS MOOT, and all previously ordered dates relating to discovery, filings, schedules, conferences, and trial, if any, are VACATED. Within thirty days of the date of this order, counsel shall file the settlement documents, along with a motion for preliminary approval of the settlement and approval of the form of class notice. (See Order.) Signed by Magistrate Judge Debra McVicker Lynch. (KGK) (Entered: 03/08/2016)
04/06/2016	<u>294</u>	Joint MOTION for Extension of Time to April 28, 2016 to File Settlement Documents, filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 04/06/2016)
04/07/2016	<u>295</u>	ORDER granting <u>294</u> Motion for Extension of Time to 4/28/2016 to file their settlement documents. Signed by Magistrate Judge Debra McVicker Lynch on 4/7/2016. (CBU) (Entered: 04/07/2016)

04/27/2016	<u>296</u>	Joint MOTION for Extension of Time to May 19, 2016 <i>to File Settlement Documents (Further Request)</i> , filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 04/27/2016)
04/28/2016	<u>297</u>	ORDER granting Parties' <u>296</u> Joint Motion for Extension of Time to File settlement documents to 5/19/2016. Signed by Magistrate Judge Debra McVicker Lynch on 4/28/2016. (SWM) (Entered: 04/28/2016)
05/19/2016	<u>298</u>	Joint MOTION for Extension of Time to June 9, 2016 <i>to File Settlement Documents (Further Request)</i> , filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 05/19/2016)
05/20/2016	<u>299</u>	ORDER granting Parties' <u>298</u> Joint Motion for Extension of Time to File settlement documents to 6/9/2016. Signed by Magistrate Judge Debra McVicker Lynch on 5/20/2016. (SWM) (Entered: 05/20/2016)
06/08/2016	<u>300</u>	STIPULATION of Parties to Enter into Private Settlement Agreement after Plaintiffs' Counsel Gives Notice to the Class and After Fairness Hearing / Motion to Approve Form and Manner of Notice, filed by Plaintiffs ZOFO BENJAMIN, ALEX WITMER. (Attachments: # <u>1</u> Proposed class notice, # <u>2</u> Text of Proposed Order concerning class notice)(Falk, Kenneth) (Entered: 06/08/2016)
06/10/2016	<u>301</u>	ORDER approving re <u>300</u> Stipulation. Fairness Hearing set for 7/27/2016 at 1:30 PM in room #307, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Jane Magnus–Stinson. Signed by Judge Jane Magnus–Stinson on 6/10/2016.(CBU) (Entered: 06/10/2016)
07/21/2016	<u>302</u>	REPORT of Class Counsel Following Notice to the Class by All Plaintiffs. (Attachments: # <u>1</u> Comments of class members)(Falk, Kenneth) (Entered: 07/21/2016)
07/27/2016	<u>303</u>	ORDER – This matter comes before the Court after the filing of the Stipulation to Enter Into Private Settlement Agreement After Plaintiffs' Counsel Gives Notice to the Class and After Fairness Hearing. (Dkt. 300.) On July 27, 2016, this Court held a fairness hearing pursuant to Rule 23(e) of the Federal Rules of Civil Procedure to determine whether the proposed settlement is a fair, reasonable, and adequate resolution of this matter. IT IS THEREFORE ORDERED that the Private Settlement Agreement will remain in effect for three years from this date. At that time, absent written agreement as noted in paragraph 28 of the Private Settlement Agreement, the Agreement will automatically be dismissed without prejudice. IT IS FURTHER ORDERED that the pending contempt matter [dkt 272] is DISMISSED WITHOUT PREJUDICE. (SEE ORDER FOR MORE DETAILS.) (Court Reporter Jean Knepley.)(MRI) (Entered: 07/27/2016)
04/10/2017	<u>304</u>	Letter re: Current Situation from Raphael Driver. (Attachments: # <u>1</u> Envelope) (MAC) (Entered: 04/12/2017)
04/13/2017	<u>305</u>	ENTRY – The Court has received a letter <u>304</u> , but the case is closed. The letter has been docketed and therefore Plaintiff's Counsel Falk should be aware of the issues it raises. Mr. Falk may take whatever action he considers appropriate. Signed by Judge Jane Magnus–Stinson on 4/13/2017.(JRB) (Entered: 04/13/2017)
04/14/2017	<u>306</u>	Letter regarding Kosher Diet Sacks from Raphael D. Driver. (Attachments: # <u>1</u> Envelope) (SWM) (Entered: 04/17/2017)
04/25/2017	<u>307</u>	Letter from Donald J. Klinzman. (JRB) (Main Document 307 replaced on 4/25/2017) (JRB). (Entered: 04/25/2017)