

21,23,MOTION/DISMISS,PRISONER,REFER,RULE 16 CONFERENCE HELD,TRANSF

**U.S. District Court
CENTRAL DISTRICT OF ILLINOIS (Peoria)
CIVIL DOCKET FOR CASE #: 1:19-cv-01133-HAB-EIL**

Gay v. Baldwin et al
Assigned to: Judge Harold A. Baker
Referred to: Magistrate Judge Eric I. Long
Case in other court: Illinois Northern, 1:18-cv-07196
Cause: 42:1983 Civil Rights Act

Date Filed: 04/18/2019
Jury Demand: Both
Nature of Suit: 555 Prisoner Petitions –
Prison Conditions
Jurisdiction: Federal Question

Plaintiff

Anthony Gay

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V.

Defendant

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Date Filed	#	Docket Text
10/28/2018	<u>1</u>	COMPLAINT filed by Anthony Gay; JURY DEMAND. Filing fee \$ 400, receipt number 0752-15113131. (Attachments: # <u>1</u> Civil Cover Sheet)(Chardon, Alexis) (Entered: 10/28/2018)
10/29/2018	<u>2</u>	ATTORNEY Appearance for Plaintiff Anthony Gay by Alexis Garmey Chardon (Chardon, Alexis) (Entered: 10/29/2018)
10/29/2018		CASE ASSIGNED to the Honorable Sara L. Ellis. Designated as Magistrate Judge the Honorable Sidney I. Schenkier. Case assignment: Random assignment. (rc,) (Entered: 10/29/2018)
10/29/2018	<u>3</u>	NOTICE TO THE PARTIES – The Court is participating in the Mandatory Initial Discovery Pilot (MIDP). The key features and deadlines are set forth in this Notice which includes a link to the (MIDP) Standing Order and a Checklist for use by the parties. In cases subject to the pilot, all parties must respond to the mandatory initial discovery requests set forth in the Standing Order before initiating any further discovery in this case. Please note: The discovery obligations in the Standing Order supersede the disclosures required by Rule 26(a)(1). Any party seeking affirmative relief must serve a copy of the following documents (Notice of Mandatory Initial Discovery and the Standing Order) on each new party when the Complaint, Counterclaim, Crossclaim, or Third-Party Complaint is served. (ek,) (Entered: 10/29/2018)
10/29/2018	<u>4</u>	ATTORNEY Appearance for Plaintiff Anthony Gay by Stephen H. Weil (Weil, Stephen) (Entered: 10/29/2018)
10/30/2018	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice Filing fee \$ 150, receipt number 0752-15118616. (Filler, Maggie) (Entered: 10/30/2018)
10/30/2018	<u>6</u>	ATTORNEY Appearance for Plaintiff Anthony Gay by Daniel M Greenfield (Greenfield, Daniel) (Entered: 10/30/2018)
10/31/2018	<u>7</u>	ATTORNEY Appearance for Plaintiff Anthony Gay by Nicolette A. Ward (Ward, Nicolette) (Entered: 10/31/2018)

10/31/2018	<u>8</u>	ATTORNEY Appearance for Plaintiff Anthony Gay by Antonio Maurizio Romanucci (Romanucci, Antonio) (Entered: 10/31/2018)
11/05/2018	<u>9</u>	ORDER: Motion by Maggie E. Filler for leave to appear pro hac vice <u>5</u> is granted. The initial status conference in this matter is set for 1/17/2019 at 1:30 PM. The parties are directed to review the procedures and requirements for this conference on Judge Ellis' web site and to submit the required Initial Status Report by 1/10/2019. Motion to appear pro hac vice <u>5</u> is granted. Status Report due by 1/10/2019. Signed by the Honorable Sara L. Ellis on 11/5/2018.Mailed notice (smm) (Entered: 11/05/2018)
11/30/2018	<u>10</u>	ATTORNEY Appearance for Defendant John Baldwin by Phillip Waleed Rehani (Rehani, Phillip) (Entered: 11/30/2018)
12/12/2018	<u>11</u>	ATTORNEY Appearance for Defendants William Puga, Kelly Ann Renzi, Wexford Health Sources Inc by Matthew H Weller (Weller, Matthew) (Entered: 12/12/2018)
12/12/2018	<u>12</u>	ATTORNEY Appearance for Defendants William Puga, Kelly Ann Renzi, Wexford Health Sources Inc by Joseph Jack Lombardo (Lombardo, Joseph) (Entered: 12/12/2018)
12/19/2018	<u>13</u>	ATTORNEY Appearance for Defendant Dr. Nunez by Stetson F. Atwood (Atwood, Stetson) (Entered: 12/19/2018)
12/21/2018	<u>14</u>	ATTORNEY Appearance for Defendant Dr. Nunez by Laura Coffey Ieremia (Ieremia, Laura) (Entered: 12/21/2018)
12/27/2018	<u>15</u>	MOTION by Defendants William Puga, Kelly Ann Renzi, Wexford Health Sources Inc for protective order <i>Defendants Wexford Health Sources, Inc., Kelly Renzi, Psy.D, and William Puga, M.D.'s Unopposed Motion for Entry of Qualified Protective Order Pursuant to HIPAA</i> (Lombardo, Joseph) (Entered: 12/27/2018)
12/27/2018	<u>16</u>	<i>Defendants Wexford Health Sources, Inc., Kelly Renzi, Psy.D., and William Puga, M.D.'s Notice of Unopposed Motion for Entry of Qualified Protective Order Pursuant to HIPAA</i> NOTICE of Motion by Joseph Jack Lombardo for presentment of motion for protective order, <u>15</u> before Honorable Sara L. Ellis on 1/11/2019 at 09:45 AM. (Lombardo, Joseph) (Entered: 12/27/2018)
01/03/2019		SUMMONS Issued as to Defendants Sylvia Butler, Melvin Hinton, Shane Reister, State Of Illinois (jjr,) (Entered: 01/03/2019)
01/03/2019		SUMMONS Issued as to Defendant Dr. Chess (jjr,) (Entered: 01/03/2019)
01/08/2019	<u>17</u>	<i>Re-Notice of Unopposed Motion for Entry of Qualified Protective Order Pursuant to HIPAA</i> NOTICE of Motion by Joseph Jack Lombardo for presentment of motion for protective order, <u>15</u> before Honorable Sara L. Ellis on 1/15/2019 at 09:45 AM. (Lombardo, Joseph) (Entered: 01/08/2019)
01/09/2019	<u>18</u>	ATTORNEY Appearance for Defendant Melvin Hinton by Nicholas Scott Staley (Staley, Nicholas) (Entered: 01/09/2019)
01/09/2019	<u>19</u>	WITHDRAWING <i>Phillip Rehani</i> as counsel for Defendant John Baldwin and substituting Nicholas Scott Staley as counsel of record (Staley, Nicholas) (Entered: 01/09/2019)
01/10/2019	<u>20</u>	STATUS Report <i>Joint Initial Status Report</i> by Anthony Gay (Weil, Stephen) (Entered: 01/10/2019)
01/15/2019	<u>21</u>	MINUTE entry before the Honorable Sara L. Ellis: The parties' unopposed for entry of qualified protective order pursuant to HIPAA <u>15</u> is granted. The parties should submit a clean and red-lined copy of their proposed confidentiality order to the Court's proposed order email. Mailed notice (rj,) (Entered: 01/15/2019)
01/15/2019	<u>22</u>	QUALIFIED PROTECTIVE Order Pursuant to HIPAA. Signed by the Honorable Sara L. Ellis on 1/15/2019. Mailed notice (smm,) (Entered: 01/15/2019)
01/17/2019	<u>23</u>	MINUTE entry before the Honorable Sara L. Ellis: Status hearing held on 1/17/2019. Briefing schedule on motions to dismiss: Defendants' motions are due by 2/15/19; Plaintiff's responses are due by 3/15/19; Defendants' replies are due by 3/29/19. Briefing schedule on motion to transfer venue: Defendants' motion to transfer to venue is due by 1/25/19; Plaintiff's response is due by 2/15/19; Defendants' reply is due by

		3/1/19. Next status date set for 4/2/19 at 9:30 a.m. for ruling to transfer venue. Mailed notice (rj,) (Entered: 01/18/2019)
01/18/2019	<u>24</u>	ATTORNEY Appearance for Defendant State Of Illinois by Nicholas Scott Staley (Staley, Nicholas) (Entered: 01/18/2019)
01/25/2019	<u>25</u>	ATTORNEY Appearance for Defendant Sylvia Butler by Nicholas Scott Staley (Staley, Nicholas) (Entered: 01/25/2019)
01/25/2019	<u>26</u>	MOTION by Defendants Dr. Nunez, William Puga, Kelly Ann Renzi, State Of Illinois, Wexford Health Sources Inc to transfer case <i>Venue Pursuant to 28 USCS Sec. 1404</i> (Attachments: # <u>1</u> Exhibit 1– Plf's IDOC Living Assignment History, # <u>2</u> Exhibit 2–The Article, # <u>3</u> Exhibit Pltf's IDOC Criminal History)(Lombardo, Joseph) (Entered: 01/25/2019)
02/13/2019	<u>27</u>	ATTORNEY Appearance for Defendants John Baldwin, Sylvia Butler, Melvin Hinton, State Of Illinois by Thor Yukinobu Inouye (Inouye, Thor) (Entered: 02/13/2019)
02/14/2019	<u>28</u>	ATTORNEY Appearance for Defendants John Baldwin, Sylvia Butler, Melvin Hinton, State Of Illinois by Thor Yukinobu Inouye (Inouye, Thor) (Entered: 02/14/2019)
02/14/2019	<u>29</u>	MOTION by Defendants John Baldwin, Sylvia Butler, Melvin Hinton, State Of Illinois for extension of time <i>UNOPPOSED</i> (Staley, Nicholas) (Entered: 02/14/2019)
02/14/2019	<u>30</u>	NOTICE of Motion by Nicholas Scott Staley for presentment of extension of time <u>29</u> before Honorable Sara L. Ellis on 2/20/2019 at 09:45 AM. (Staley, Nicholas) (Entered: 02/14/2019)
02/15/2019	<u>31</u>	RESPONSE by Anthony Gayin Opposition to MOTION by Defendants Dr. Nunez, William Puga, Kelly Ann Renzi, State Of Illinois, Wexford Health Sources Inc to transfer case <i>Venue Pursuant to 28 USCS Sec. 1404</i> <u>26</u> (Attachments: # <u>1</u> Exhibit 1)(Weil, Stephen) (Entered: 02/15/2019)
02/15/2019	<u>32</u>	ANSWER to Complaint with Jury Demand by Dr. Nunez(Atwood, Stetson) (Entered: 02/15/2019)
02/15/2019	<u>33</u>	ANSWER to Complaint with Jury Demand by William Puga, Kelly Ann Renzi, Wexford Health Sources Inc(Lombardo, Joseph) (Entered: 02/15/2019)
02/20/2019	<u>34</u>	MINUTE entry before the Honorable Sara L. Ellis: Defendants' unopposed motion for extension of time to file their motion to dismiss <u>29</u> is granted. Defendants' responsive pleadings are due by 2/22/19; Plaintiff's response is due by 3/22/19; and Defendants' reply is due by 5/5/19. The Court sets a ruling date of 8/7/19 at 9:30 a.m. Mailed notice (rj,) Modified on 2/20/2019 (rj,). (Entered: 02/20/2019)
02/20/2019	<u>35</u>	MINUTE entry before the Honorable Sara L. Ellis: Minute entry <u>34</u> is modified to remove the striking of the 4/2/2019 ruling date. Status hearing set for 4/2/2019 at 9:30 a.m. to stand as ruling date on motion to transfer venue. Entry <u>34</u> is further modified to correct briefing on motion to dismiss. Defendants' reply is due by 4/5/2019. Ruling date of 8/7/2019 is stricken and reset for 7/16/2019 at 9:30 AM. Mailed notice (rj,) (Entered: 02/20/2019)
02/22/2019	<u>36</u>	ATTORNEY Appearance for Defendants Dr. Chess, Shane Reister, Jeff Sims by Nicholas Scott Staley (Staley, Nicholas) (Entered: 02/22/2019)
02/22/2019	<u>37</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims, State Of Illinois (Staley, Nicholas) (Entered: 02/22/2019)
03/01/2019	<u>38</u>	REPLY by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Dr. Nunez, William Puga, Shane Reister, Kelly Ann Renzi, Jeff Sims, State Of Illinois, Wexford Health Sources Inc to response in opposition to motion, <u>31</u> , motion to transfer case, <u>26</u> (Staley, Nicholas) (Entered: 03/01/2019)
03/08/2019	<u>39</u>	<i>Defendants' Amended Answer and Affirmative Defenses to Plaintiff's Complaint</i> ANSWER to Complaint with Jury Demand by William Puga, Kelly Ann Renzi, Wexford Health Sources Inc(Lombardo, Joseph) (Entered: 03/08/2019)

03/22/2019	<u>40</u>	RESPONSE by Anthony Gayin Opposition to MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims, State Of Illinois <u>37</u> (Weil, Stephen) (Entered: 03/22/2019)
03/27/2019	<u>41</u>	ORDER: The Court grants Defendants' motion to transfer venue pursuant to 28 U.S.C. § 1404 <u>26</u> . The Court transfers this case to the U.S. District Court for the Central District of Illinois. See Statement. Civil case terminated. Signed by the Honorable Sara L. Ellis on 3/27/2019. Mailed notice (smm,) (Entered: 03/28/2019)
04/17/2019	<u>42</u>	TRANSFERRED to the Central District of Illinois the electronic record.(smm,) (Entered: 04/17/2019)
04/18/2019	<u>43</u>	Case transferred in from District of Illinois Northern; Case Number 1:18-cv-07196. . (Entered: 04/18/2019)
09/16/2019		Magistrate Judge Eric I. Long added. (DS, ilcd) (Entered: 09/16/2019)
09/16/2019	<u>44</u>	ORDER entered by Judge Colin Stirling Bruce on 9/16/2019. The Court DENIES Defendants' motion to dismiss Plaintiff's complaint <u>37</u> . The Court sua sponte dismisses the State of Illinois as a party in these proceedings. The Court directs the Clerk of the Court to terminate the State of Illinois as a party in this case. The Court refers this case to Magistrate Judge Eric I. Long for further proceedings. See written order. (KE, ilcd) (Entered: 09/16/2019)
09/16/2019		TEXT ORDER entered by Judge Colin Stirling Bruce on 9/16/2019. Motion to Dismiss <u>37</u> is DENIED pursuant to order <u>44</u> entered 9/16/2019. (KE, ilcd) (Entered: 09/16/2019)
09/16/2019	<u>45</u>	NOTICE of Appearance of Attorney by Joseph N Rupcich on behalf of William Puga, Kelly Ann Renzi, Wexford Health Sources Inc (Rupcich, Joseph) (Entered: 09/16/2019)
09/17/2019	<u>46</u>	ORDER setting Rule 16 Scheduling Conference entered by Magistrate Judge Eric I. Long on 9/17/2019. Rule 16 Scheduling Conference is set for 10/22/2019 at 10:00 AM in Courtroom B in Urbana before Magistrate Judge Eric I. Long. See written Order. (DS, ilcd) (Entered: 09/17/2019)
09/18/2019		ORDER REASSIGNING CASE entered by Judge Colin Stirling Bruce on 9/18/2019. Judge Colin S. Bruce disqualifies and recuses himself from participation in this matter pursuant to 28 U.S.C. 455. Pursuant to instructions from Chief Judge Sara Darrow, this matter is reassigned to Judge Harold A. Baker for further proceedings. (KE, ilcd) (Entered: 09/18/2019)
09/30/2019	<u>47</u>	ANSWER to <u>1</u> Complaint AND AFFIRMATIVE DEFENSES by John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims.(Staley, Nicholas) (Entered: 09/30/2019)
10/09/2019	<u>48</u>	NOTICE of Change of Address by Stephen H Weil (Weil, Stephen) (Entered: 10/09/2019)
10/15/2019	<u>49</u>	REPORT of Rule 26(f) Planning Meeting by Anthony Gay. (Weil, Stephen) (Entered: 10/15/2019)
10/16/2019		TEXT ORDER entered by Magistrate Judge Eric I. Long on 10/16/2019. This Court has reviewed the parties' Report of Rule 26(f) Planning Meeting <u>49</u> and the matter is hereby converted from personal appearance to telephone conference on 10/22/19 at 10:00 AM. The Court will initiate the call.(DS, ilcd) (Entered: 10/16/2019)
10/18/2019	<u>50</u>	NOTICE of Change of Address by Maggie E Filler (Filler, Maggie) (Entered: 10/18/2019)
10/22/2019	<u>51</u>	NOTICE of Appearance of Attorney by Rachael N Hayes on behalf of William Puga, Kelly Ann Renzi, Wexford Health Sources Inc (Hayes, Rachael) (Entered: 10/22/2019)
10/22/2019	<u>52</u>	Minute Entry for proceedings held 10/22/2019 before Magistrate Judge Eric I. Long. Appearance for Petitioner by Stephen Weil and Nicolette Ward. Appearance for Respondents by Nick Staley, Rachael Hayes and Laura Ieremia. Rule 16 conference

		held by telephone. Plan approved; dates set. The other limitations referenced in the Report of Rule 26(f) Planning Meeting <u>49</u> are adopted by reference. Consent to magistrate judge discussed (form attached). ADR options offered, including court-hosted settlement conference. The following discovery deadlines are set: Initial disclosure due by 11/5/19; ESI discovery submitted by 11/15/19; Fact discovery due 11/20/20; Amended pleadings and joinder of parties by plaintiff due by 8/26/20; Amended pleadings and Joinder of parties by defendant due by 9/28/20; Plaintiff's expert disclosure and expert reports due by 1/22/21; Defendant's expert disclosure and expert reports due by 3/5/21; Rule 26(e) supplements due 4/16/21; Expert discovery due 6/22/21; Discovery, including deposition of experts, due by 6/22/21; Case dispositive motions due by 6/22/21. A Final Pretrial Conference is set for 10/21/2021 at 10:00 AM in Courtroom C in Urbana before Judge Harold A. Baker. Jury Selection/Jury Trial is set for 11/8/2021 at 9:30 AM in Courtroom C in Urbana before Judge Harold A. Baker. (10 days) A Status Conference is set for 5/11/2020 at 10:00 AM by telephone from Urbana (court will place call) before Magistrate Judge Eric I. Long to discuss possible court hosted mediation or summary trial. (Tape #UR-B 10:03 AM.) (DS, ilcd) (Entered: 10/22/2019)
10/30/2019		TEXT ORDER entered by Judge Harold A. Baker on 10/30/2019. The minutes <u>22</u> from the Rule 16 scheduling conference indicated that discovery is due by June 22, 2021, and that case dispositive motions are due by June 22, 2021. The Court corrects the deadlines as follows: All discovery, including deposition of experts, is to be completed by June 22, 2021. Case dispositive motions are due by July 22, 2021. All other dates and deadlines remain in full force and effect. (KE, ilcd) (Entered: 10/30/2019)
11/05/2019	<u>53</u>	CERTIFICATE of Service/Counsel <i>Dr. Pierre Nunez's Initial Disclosures Pursuant to Rule 26(a)(1)</i> by Laura Coffey Ieremia on behalf of Dr. Nunez (Ieremia, Laura) (Entered: 11/05/2019)
11/05/2019	<u>54</u>	CERTIFICATE of Service/Counsel <i>DEFENDANTS INITIAL RULE 26(a)(1) DISCLOSURES</i> by Nicholas S Staley on behalf of John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims (Staley, Nicholas) (Entered: 11/05/2019)
11/06/2019	<u>55</u>	CERTIFICATE of Service/Counsel <i>Amended Certificate of Service – Dr. Pierre Nunez's Initial Disclosures Pursuant to Federal Rule of Civil Procedure 26(a)(1)</i> by Laura Coffey Ieremia on behalf of Dr. Nunez (Ieremia, Laura) (Entered: 11/06/2019)
11/15/2019	<u>56</u>	STATUS REPORT <i>THE PARTIES REPORT REGARDING SUBMISSION OF AN ESI DISCOVERY PLAN</i> by Anthony Gay. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2)(Weil, Stephen) Modified on 11/18/2019 to correct mislabeling of (1)(RK, ilcd). (Entered: 11/15/2019)
11/18/2019	<u>57</u>	NOTICE of Appearance of Attorney by Jessica Nicole Klaus on behalf of William Puga, Kelly Ann Renzi, Wexford Health Sources Inc (Klaus, Jessica) (Entered: 11/18/2019)
11/18/2019	<u>58</u>	CERTIFICATE of Service/Counsel <i>Defendants' Initial Disclosures</i> by Jessica Nicole Klaus on behalf of William Puga, Kelly Ann Renzi, Wexford Health Sources Inc (Klaus, Jessica) (Entered: 11/18/2019)
11/18/2019		TEXT ORDER entered by Magistrate Judge Eric I. Long on 11/18/2019. A telephone status conference is set for 12/6/19 at 10:00 AM before Magistrate Judge Eric I. Long. The Court will initiate the call. (DS, ilcd) (Entered: 11/18/2019)
11/27/2019	<u>59</u>	MOTION to Substitute Attorney, Joseph J. Lombardo and Matthew H. Weller to be replaced by Jessica N. Klaus, by Respondents William Puga, Kelly Ann Renzi, Wexford Health Sources Inc. Responses due by 12/11/2019 (Klaus, Jessica) (Entered: 11/27/2019)
12/02/2019		TEXT ORDER entered by Magistrate Judge Eric I. Long on 12/2/2019. The Motion to Substitute Counsel <u>59</u> is GRANTED. The Court directs the Clerk to terminate attorneys Joseph J. Lombardo and Matthew H. Weller from this case. (DS, ilcd) (Entered: 12/02/2019)

12/06/2019		Minute Entry for proceedings held 12/6/2019 before Magistrate Judge Eric I. Long. Appearance for the petitioner by Stephen Weil. Appearance for the respondents by Nicholas Staley, Jessica Klaus and Scott Kater. Status Conference held by telephone. Status re ESI protocol <u>56</u> discussed. ESI Protocol to be modified as discussed on the record. Petitioner's brief regarding the ESI Protocol is due 12/20/2019. (Other Deadline set for 12/20/2019) Attorney Staley's response is due by 1/1/2020. (Secondary Other Deadline set for 1/1/2020) Petitioner's reply is then due 1/8/2020. (Miscellaneous Deadline 1/8/2020). A Status Conference is set for 5/11/2020 at 10:00 AM by telephone from Urbana (court will place call) before Magistrate Judge Eric I. Long. (Tape #UR-B 10:03 AM.) (DS, ilcd) (Entered: 12/06/2019)
12/20/2019	<u>60</u>	MEMORANDUM <i>Regarding ESI Protocol</i> by Anthony Gay. (Weil, Stephen) (Entered: 12/20/2019)
12/31/2019	<u>61</u>	Response by William Puga, Kelly Ann Renzi, Wexford Health Sources Inc re <u>60</u> Memorandum <i>re ESI Protocol</i> . (Klaus, Jessica) (Entered: 12/31/2019)
01/01/2020	<u>62</u>	Response by John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims re <u>60</u> Memorandum . (Staley, Nicholas) (Entered: 01/01/2020)
01/08/2020	<u>63</u>	Reply by Anthony Gay re <u>60</u> Memorandum, <u>61</u> Response, <u>62</u> Response <i>Relating to ESI Protocol..</i> (Weil, Stephen) (Entered: 01/08/2020)
01/22/2020	<u>64</u>	NOTICE of Appearance of Attorney by Remy Taborga on behalf of John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims (Taborga, Remy) (Entered: 01/22/2020)
01/23/2020	<u>65</u>	MOTION to Withdraw as Attorney by Plaintiff Anthony Gay. Responses due by 2/6/2020 (Chardon, Alexis) (Entered: 01/23/2020)
01/24/2020		TEXT ORDER entered by Magistrate Judge Eric I. Long on 1/24/2020. The Motion to Withdraw Alexis Chardon as Counsel <u>65</u> is GRANTED. The Court directs the Clerk to terminate attorney Alexis Chardon from this case. (Attorney Alexis G Chardon terminated) (DS, ilcd) (Entered: 01/24/2020)
01/24/2020	<u>66</u>	ORDER re <u>56</u> Status Report entered by Magistrate Judge Eric I. Long on 1/24/20. The Court finds that Plaintiff's proposed search terms, custodians, and repositories are overbroad, unlikely to produce information relevant to any party's claim or defense, and are disproportionate to the needs of this single plaintiff case. The Court directs the parties to submit a proposed ESI Protocol consistent with this order within fourteen days. See written Order. (Miscellaneous Deadline 2/7/2020.) (KM, ilcd) (Entered: 01/24/2020)
01/27/2020	<u>67</u>	MOTION for Extension of Time to Complete Discovery by Defendants William Puga, Kelly Ann Renzi, Wexford Health Sources Inc. Responses due by 2/10/2020 (Klaus, Jessica) (Entered: 01/27/2020)
02/03/2020	<u>68</u>	NOTICE of Appearance of Attorney by Sarah C Grady on behalf of Anthony Gay (Grady, Sarah) (Entered: 02/03/2020)
02/03/2020	<u>69</u>	NOTICE of Appearance of Attorney by Jonathan I Loevy on behalf of Anthony Gay (Loevy, Jonathan) (Entered: 02/03/2020)
02/03/2020	<u>70</u>	NOTICE of Appearance of Attorney by Arthur Loevy on behalf of Anthony Gay (Loevy, Arthur) (Entered: 02/03/2020)
02/04/2020	<u>71</u>	RESPONSE to Motion re <u>67</u> MOTION for Extension of Time to Complete Discovery filed by Plaintiff Anthony Gay. (Weil, Stephen) (Entered: 02/04/2020)
02/04/2020		TEXT ORDER entered by Magistrate Judge Eric I. Long on 2/4/20. Defendants' Motion for Extension of Time <u>67</u> is GRANTED. Defendant's deadline to submit responses to written discovery is extended to 2/10/20. (KM, ilcd) (Entered: 02/04/2020)
02/07/2020	<u>72</u>	DISCOVERY PLAN – PROPOSED/Report of Rule 26(f)Planning Meeting by John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims. (Staley, Nicholas) (Entered: 02/07/2020)

02/07/2020	<u>73</u>	MOTION for Order (<i>Amended ESI Protocol</i>) by Plaintiff Anthony Gay. Responses due by 2/21/2020 (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Grady, Sarah) (Entered: 02/07/2020)
02/07/2020	<u>74</u>	OBJECTION to <u>66</u> Order,,, Set/Reset Deadlines:,, by Anthony Gay. (Grady, Sarah) (Entered: 02/07/2020)
02/10/2020	<u>75</u>	CERTIFICATE of Service/Counsel <i>Answers to Interrogatories and Response to Request for Production</i> by Jessica Nicole Klaus on behalf of William Puga, Kelly Ann Renzi, Wexford Health Sources Inc (Klaus, Jessica) (Entered: 02/10/2020)
02/11/2020		TEXT ORDER entered by Judge Harold A. Baker on 2/11/2020. The Court requests that Defendants respond to Plaintiff's Objection <u>74</u> within fourteen (14) days of this order. (KE, ilcd) (Entered: 02/11/2020)
02/12/2020	<u>76</u>	CERTIFICATE of Service/Counsel <i>Wexford Answers to Interrogatories</i> by Jessica Nicole Klaus on behalf of William Puga, Kelly Ann Renzi, Wexford Health Sources Inc (Klaus, Jessica) (Entered: 02/12/2020)
02/21/2020	<u>77</u>	RESPONSE to Motion re <u>73</u> MOTION for Order (<i>Amended ESI Protocol</i>) filed by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims. (Staley, Nicholas) Modified on 2/24/2020 to correct title of document (SAG, ilcd). (Entered: 02/21/2020)
02/24/2020	<u>78</u>	RESPONSE to Motion re <u>73</u> MOTION for Order (<i>Amended ESI Protocol</i>) filed by Defendants William Puga, Kelly Ann Renzi, Wexford Health Sources Inc. (Attachments: # <u>1</u> Exhibit A)(Klaus, Jessica) (Entered: 02/24/2020)
02/25/2020	<u>79</u>	Response by John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims re <u>74</u> Objection . (Staley, Nicholas) (Entered: 02/25/2020)
02/26/2020	<u>80</u>	MOTION to Substitute Attorney, Thor Inouye to be replaced by Nicholas Staley, by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Shane Reister, Jeff Sims. Responses due by 3/11/2020 (Staley, Nicholas) (Entered: 02/26/2020)
02/27/2020		TEXT ORDER entered by Magistrate Judge Eric I. Long on 2/27/2020. The Motion to Substitute Attorney <u>80</u> is GRANTED. The Court directs the Clerk to terminate attorney Thor Inouye from this case. (Attorney Thor Yukinobu Inouye terminated) (DS, ilcd) (Entered: 02/27/2020)
03/06/2020		TEXT ORDER entered by Magistrate Judge Eric I. Long on 3/6/2020. This matter is before the Court on the Motion for Entry of Amended ESI Protocol <u>73</u> filed by Plaintiff. On January 24, 2020, the court entered an Order ruling on the same arguments raised in the instant Motion. Because Plaintiff's Motion raises identical arguments as made in his prior Memorandum <u>60</u> , the Court presumes that Plaintiff seeks relief under Fed. R. Civ. P. 59(e). Under Rule 59(e), a party may seek to alter or amend a judgment within 28 days. The Court grants a Rule 59(e) motion only if there exists "a manifest error of law or fact." <i>Divane v. Krull Electric Co.</i> , 194 F.3d 845, 847 (7th Cir. 1999). Plaintiff's Motion does not show a manifest error of law or fact, but instead regurgitates the same arguments previously made and considered by the court. For these reasons, Plaintiff's Motion for Entry of Amended ESI Protocol <u>73</u> is DENIED. The court adopts the parties' agreed Discovery Plan for Electronically Stored Information <u>72</u> . (DS, ilcd) (Entered: 03/06/2020)
03/06/2020	<u>81</u>	DISCOVERY PLAN FOR ELECTRONICALLY STORED INFORMATION. (DS, ilcd) (Entered: 03/06/2020)
03/07/2020	<u>82</u>	AMENDED COMPLAINT against John Baldwin, Sylvia Butler, Dr. Chess, Dr Doe 1, Does 2-5, Melvin Hinton, Dr. Nunez, William Puga, Shane Reister, Kelly Ann Renzi, Jeff Sims, Wexford Health Sources Inc, Michael Melvin, Terri Kennedy, Emily Ruskin, John Varga, Justin Wilks, Sonja Nicklaus, Rob Jeffreys, filed by Anthony Gay.(Weil, Stephen) (Entered: 03/07/2020)
03/16/2020	<u>83</u>	CERTIFICATE OF SERVICE by Dr. Nunez (Ieremia, Laura) (Entered: 03/16/2020)
03/20/2020	<u>84</u>	OBJECTION to Order on Motion,,,, by Anthony Gay. (Grady, Sarah) (Entered: 03/20/2020)

03/23/2020	<u>85</u>	MOTION for Extension of Time to File Answer <i>UNOPPOSED</i> by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Rob Jeffreys, Shane Reister, Jeff Sims. Responses due by 4/6/2020 (Staley, Nicholas) (Entered: 03/23/2020)
03/23/2020	<u>86</u>	Amended MOTION for Extension of Time to File Answer <i>UNOPPOSED</i> by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Rob Jeffreys, Shane Reister, Jeff Sims. Responses due by 4/6/2020 (Staley, Nicholas) (Entered: 03/23/2020)
03/23/2020	<u>87</u>	ANSWER to <u>82</u> Amended Complaint, by William Puga, Kelly Ann Renzi, Wexford Health Sources Inc.(Rupcich, Joseph) (Entered: 03/23/2020)
03/23/2020	<u>88</u>	MOTION to Dismiss by Defendants William Puga, Wexford Health Sources Inc. Responses due by 4/6/2020 (Rupcich, Joseph) (Entered: 03/23/2020)
03/23/2020	<u>89</u>	MEMORANDUM in Support re <u>88</u> MOTION to Dismiss (<i>Partial</i>) filed by Defendants William Puga, Wexford Health Sources Inc. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit G, # <u>9</u> Exhibit G, # <u>10</u> Exhibit H, # <u>11</u> Exhibit I, # <u>12</u> Exhibit J)(Rupcich, Joseph) (Entered: 03/23/2020)
03/24/2020		TEXT ORDER entered by Magistrate Judge Eric I. Long on 3/24/2020. IDOC Defendants' Unopposed Motion for Extension of Time <u>86</u> is GRANTED. Defendants Rob Jeffreys, John Baldwin, Jeff Sims, Shane Reister, Melvin Hinton, Sylvia Butler, and Jamie Chess's deadline to respond to Plaintiff's Complaint is extended to 4/13/20. Motion <u>85</u> is denied as MOOT. (DS, ilcd) (Entered: 03/24/2020)
03/26/2020	<u>90</u>	ANSWER to <u>82</u> Amended Complaint, by Dr. Nunez.(Atwood, Stetson) (Entered: 03/26/2020)
04/06/2020	<u>91</u>	MOTION for Extension of Time to File Response/Reply to <i>Defendants Motion to Dismiss (Unopposed)</i> by Plaintiff Anthony Gay. Responses due by 4/20/2020 (Weil, Stephen) (Entered: 04/06/2020)
04/13/2020	<u>92</u>	NOTICE of Appearance of Attorney by Nicholas S Staley on behalf of John Varga (Staley, Nicholas) (Entered: 04/13/2020)
04/13/2020	<u>93</u>	Second MOTION for Extension of Time to File Answer <i>UNOPPOSED</i> by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Rob Jeffreys, Shane Reister, Jeff Sims, John Varga. Responses due by 4/27/2020 (Staley, Nicholas) (Entered: 04/13/2020)
04/14/2020		TEXT ORDER entered by Magistrate Judge Eric I. Long on 4/14/2020. The IDOC Defendants' Second Unopposed Motion for Extension of Time <u>93</u> is GRANTED. Defendants Rob Jeffreys, John Baldwin, Jeff Sims, Shane Reister, Melvin Hinton, Sylvia Butler, Jamie Chess, and John Varga Defendants' deadline to respond to Plaintiff's Amended Complaint is extended to 4/27/20. (DS, ilcd) (Entered: 04/14/2020)
04/14/2020	<u>94</u>	NOTICE of Appearance of Attorney by Remy Taborga on behalf of Rob Jeffreys, John Varga (Taborga, Remy) (Entered: 04/14/2020)
04/20/2020	<u>95</u>	WAIVER OF SERVICE Returned Executed by Anthony Gay. John Varga waiver sent on 4/1/2020, answer due 6/1/2020. (Weil, Stephen) (Entered: 04/20/2020)
04/20/2020	<u>96</u>	Second MOTION for Extension of Time to File Response/Reply as to <u>88</u> MOTION to Dismiss (<i>UNOPPOSED</i>) by Plaintiff Anthony Gay. Responses due by 5/4/2020 (Weil, Stephen) (Entered: 04/20/2020)
04/23/2020	<u>97</u>	NOTICE of Appearance of Attorney by Nicholas S Staley on behalf of Sonja Nicklaus, Emily Ruskin, Justin Wilks (Staley, Nicholas) (Main Document 97 replaced at request of counsel on 4/28/2020) (KM, ilcd). (Entered: 04/23/2020)
04/23/2020	<u>98</u>	NOTICE of Appearance of Attorney by Nicholas S Staley on behalf of Michael Melvin (Staley, Nicholas) (Main Document 98 replaced at request of counsel on 4/28/2020) (KM, ilcd). (Entered: 04/23/2020)
04/27/2020	<u>99</u>	WAIVER OF SERVICE Returned Executed by Anthony Gay. Justin Wilks waiver sent on 4/1/2020, answer due 6/1/2020. (Weil, Stephen) (Entered: 04/27/2020)

04/27/2020	<u>100</u>	WAIVER OF SERVICE Returned Executed by Anthony Gay. Sonja Nicklaus waiver sent on 4/1/2020, answer due 6/1/2020. (Weil, Stephen) (Entered: 04/27/2020)
04/27/2020		TEXT ORDER entered by Judge Harold A. Baker on 4/27/2020. The Court GRANTS Plaintiff's First and Second Motions for Extensions of Time <u>91</u> , <u>96</u> to respond to Defendants' Motion to Dismiss. Plaintiff has until May 1, 2020 to file their response to Defendants' Motion to Dismiss. (KE, ilcd) (Entered: 04/27/2020)
04/29/2020	<u>101</u>	WAIVER OF SERVICE Returned Executed by Anthony Gay. Michael Melvin waiver sent on 4/16/2020, answer due 6/15/2020. (Weil, Stephen) (Entered: 04/29/2020)
04/29/2020	<u>102</u>	NOTICE of Appearance of Attorney by Nicholas S Staley on behalf of Terri Kennedy (Staley, Nicholas) (Entered: 04/29/2020)
05/01/2020	<u>103</u>	ANSWER to <u>82</u> Amended Complaint, by Terri Kennedy, Michael Melvin, Sonja Nicklaus, Emily Ruskin, John Varga, Justin Wilks.(Staley, Nicholas) (Entered: 05/01/2020)
05/01/2020	<u>104</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM , MOTION to Stay re <u>82</u> Amended Complaint, by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Rob Jeffreys, Terri Kennedy, Michael Melvin, Sonja Nicklaus, Shane Reister, Emily Ruskin, Jeff Sims, John Varga, Justin Wilks. Responses due by 5/15/2020 (Staley, Nicholas) (Entered: 05/01/2020)
05/01/2020	<u>105</u>	MEMORANDUM in Support re <u>104</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM MOTION to Stay re <u>82</u> Amended Complaint, filed by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Rob Jeffreys, Terri Kennedy, Michael Melvin, Sonja Nicklaus, Shane Reister, Emily Ruskin, Jeff Sims, John Varga, Justin Wilks. (Staley, Nicholas) (Entered: 05/01/2020)
05/01/2020	<u>106</u>	MOTION for Leave to File <i>Responsive Pleading Instanter</i> by Defendants John Baldwin, Sylvia Butler, Dr. Chess, Melvin Hinton, Rob Jeffreys, Shane Reister, Jeff Sims. Responses due by 5/15/2020 (Staley, Nicholas) (Entered: 05/01/2020)
05/01/2020	<u>107</u>	MEMORANDUM in Opposition re <u>88</u> MOTION to Dismiss filed by Plaintiff Anthony Gay. (Weil, Stephen) (Entered: 05/01/2020)
05/04/2020		TEXT ORDER entered by Magistrate Judge Eric I. Long on 5/4/2020. Defendants' Motion for Leave to File Responsive Pleading <u>106</u> is GRANTED. The Court will consider Defendants' responsive pleading filed on 5/1/20. (DS, ilcd) (Entered: 05/04/2020)
05/11/2020		Minute entry for proceedings held 5/11/20 before Magistrate Judge Eric I. Long. Appearance on behalf of Plaintiff by Stephen Weil, Nicolette Ward and Sarah Grady. Appearance on behalf of defendants by Nicholas Staley, Jessica Klaus and Laura Ieremia. Status hearing held by telephone. Status of the case and discovery discussed. Further status hearing set by telephone for 7/10/20 at 10:00 am. Call in information will be provided to the parties at a later date. (Court Reporter LC.) (DS, ilcd) (Entered: 05/11/2020)
05/12/2020	<u>108</u>	WAIVER OF SERVICE Returned Executed by Anthony Gay. Terri Kennedy waiver sent on 4/1/2020, answer due 6/1/2020. (Weil, Stephen) (Entered: 05/12/2020)
05/14/2020	<u>109</u>	WAIVER OF SERVICE Returned Executed by Anthony Gay. Emily Ruskin waiver sent on 4/1/2020, answer due 6/1/2020. (Weil, Stephen) (Entered: 05/14/2020)
05/15/2020	<u>110</u>	MEMORANDUM in Opposition re <u>104</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM MOTION to Stay re <u>82</u> Amended Complaint, filed by Plaintiff Anthony Gay. (Attachments: # <u>1</u> Exhibit 1)(Weil, Stephen) (Entered: 05/15/2020)
05/19/2020	<u>111</u>	CERTIFICATE of Service/Counsel <i>Wexford's Supplemental Answers to Interrogatories and Response to Request to Produce</i> by Joseph N Rupcich on behalf of William Puga, Kelly Ann Renzi, Wexford Health Sources Inc (Rupcich, Joseph) (Entered: 05/19/2020)
06/01/2020	<u>112</u>	NOTICE of Subpoenas (Klaus, Jessica) (Entered: 06/01/2020)
06/04/2020	<u>113</u>	CERTIFICATE of Service/Counsel <i>Second Supplemental Response to Request to Produce</i> by Joseph N Rupcich on behalf of William Puga, Kelly Ann Renzi, Wexford

		Health Sources Inc (Rupcich, Joseph) (Entered: 06/04/2020)
06/19/2020	<u>114</u>	NOTICE of Subpoenas (Klaus, Jessica) (Entered: 06/19/2020)