

**U.S. District Court
Southern District of Indiana (Indianapolis)
CIVIL DOCKET FOR CASE #: 1:14-cv-02076-RLY-MJD**

DRIVER et al v. MARION COUNTY SHERIFF
Assigned to: Judge Richard L. Young
Referred to: Magistrate Judge Mark J. Dinsmore
Related Case: 1:19-cv-04912-JMS-MJD
Case in other court: 7th Circuit, 16-01176 – Mandate
7th Circuit, 16-04239 – Mandate
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 12/19/2014
Jury Demand: Both
Nature of Suit: 555 Prisoner Petitions –
Prison Condition
Jurisdiction: Federal Question

Plaintiff

MICHAEL DRIVER
*individually and as representatives of a
class of all similarly situated individuals*

represented by **John P. Young**
YOUNG & YOUNG
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ATTORNEY TO BE NOTICED

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ATTORNEY TO BE NOTICED

Plaintiff

TERRY CLAYTON
*individually and as representatives of a
class of all similarly situated individuals*

represented by **John P. Young**
(See above for address)
ATTORNEY TO BE NOTICED

Richard A. Waples
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

MICHAEL BOYD
*individually and as representatives of a
class of all similarly situated individuals*

represented by **John P. Young**
(See above for address)
ATTORNEY TO BE NOTICED

Richard A. Waples
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

NICHOLAS SWORDS
*individually and as representatives of a
class of all similarly situated individuals*

represented by **John P. Young**
(See above for address)
ATTORNEY TO BE NOTICED

Richard A. Waples
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

ROY SHOFNER

*individually and as representatives of a
class of all similarly situated individuals*

represented by **John P. Young**
(See above for address)
ATTORNEY TO BE NOTICED

Richard A. Waples
(See above for address)
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V.

Defendant**MARION COUNTY SHERIFF**

represented by **Anthony W. Overholt**
FROST BROWN TODD LLC
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(317) 237-3800
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ATTORNEY TO BE NOTICED

Defendant**CONSOLIDATED CITY OF
INDIANAPOLIS AND MARION
COUNTY**

represented by **Anthony W. Overholt**
(See above for address)
ATTORNEY TO BE NOTICED

Interested Party**AMITAV THAMBA**

represented by **Richard G. McDermott**
OFFICE OF CORPORATION COUNSEL
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Date Filed	#	Docket Text
12/19/2014	<u>1</u>	COMPLAINT against THE MARION COUNTY SHERIFF, filed by All Plaintiffs. (Filing fee \$400, receipt number 0756-3293099) (Attachments: # <u>1</u> Proposed Summons, # <u>2</u> Civil Cover Sheet)(Waples, Richard) (Entered: 12/19/2014)
12/19/2014	<u>2</u>	NOTICE of Appearance by Richard A. Waples on behalf of Plaintiffs TERRY CLAYTON, MICHAEL DRIVER. (Waples, Richard) (Entered: 12/19/2014)
12/19/2014	<u>3</u>	NOTICE of Appearance by John P. Young on behalf of Plaintiffs TERRY CLAYTON, MICHAEL DRIVER. (Young, John) (Entered: 12/19/2014)
12/22/2014	<u>4</u>	Summons Issued as to MARION COUNTY SHERIFF. (NRN) (Entered: 12/22/2014)
12/22/2014	<u>5</u>	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (NRN) (Entered: 12/22/2014)
12/23/2014	<u>6</u>	NOTICE of Appearance by Anthony W. Overholt on behalf of Defendant MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 12/23/2014)
01/05/2015	<u>7</u>	RETURN of Service by CMRRR, filed by MICHAEL DRIVER, TERRY CLAYTON. MARION COUNTY SHERIFF served on 12/23/2014. (Attachments: # <u>1</u> Certified Mail Card)(Waples, Richard) (Entered: 01/05/2015)

01/08/2015	<u>8</u>	NOTICE of Appearance by Adriana Katzen on behalf of Defendant MARION COUNTY SHERIFF. (Katzen, Adriana) (Entered: 01/08/2015)
01/09/2015	<u>9</u>	NOTICE of Parties' First Extension of Time, filed by Defendant MARION COUNTY SHERIFF. (Katzen, Adriana) (Entered: 01/09/2015)
01/09/2015	<u>10</u>	SCHEDULING ORDER: The Initial Pretrial Conference is set for 2/24/2015 at 9:00 AM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. SEE ORDER FOR DETAILS. Signed by Magistrate Judge Mark J. Dinsmore on 1/9/2015. (BGT) (Entered: 01/09/2015)
01/14/2015	<u>11</u>	DISCOVERY <i>Notice of Service of Discovery Requests</i> , filed by Plaintiffs TERRY CLAYTON, MICHAEL DRIVER.(Young, John) (Entered: 01/14/2015)
02/09/2015	<u>12</u>	AMENDED COMPLAINT against MARION COUNTY SHERIFF, filed by MICHAEL DRIVER, TERRY CLAYTON.(Waples, Richard) (Entered: 02/09/2015)
02/20/2015	<u>13</u>	<i>Agreed CASE MANAGEMENT PLAN TENDERED</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, NICHOLAS SWORDS . (Waples, Richard) (Entered: 02/20/2015)
02/23/2015	<u>14</u>	Unopposed MOTION for Extension of Time to 03/09/2015 <i>to File Answer</i> , filed by Defendant MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Enlargement of Time to Answer)(Overholt, Anthony) (Entered: 02/23/2015)
02/24/2015	<u>15</u>	ORDER granting <u>14</u> Motion for Extension of Time. Defendant is granted an enlargement of time to and including March 9, 2015 in which to answer or otherwise respond to Plaintiffs' Amended Complaint. Signed by Magistrate Judge Mark J. Dinsmore on 2/24/2015. (MGG) (Entered: 02/25/2015)
02/27/2015	<u>16</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Initial Pretrial Conference held on 2/24/2015. The Court will approve the Case Management Plan, by separate order, with the changes to which the parties have agreed. Plaintiffs report they intend to move shortly to amend to complaint to add another sub-class. Settlement Conference set for 3/18/2016 at 09:00 AM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. Status Conference set for 4/16/2015 at 03:00 PM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for additional information adn deadlines*. Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 02/27/2015)
02/27/2015	<u>17</u>	ORDER: CASE MANAGEMENT PLAN APPROVED AS AMENDED. Discovery due by 3/18/2016. Dispositive Motions due by 4/18/2016. Signed by Magistrate Judge Mark J. Dinsmore on 2/27/2015.(CBU) (Entered: 02/27/2015)
03/02/2015	<u>18</u>	NOTICE of Appearance by Richard A. Waples on behalf of Plaintiffs MICHAEL BOYD, NICHOLAS SWORDS. (Waples, Richard) (Entered: 03/02/2015)
03/03/2015	<u>19</u>	NOTICE of Appearance by John P. Young on behalf of Plaintiffs MICHAEL BOYD, NICHOLAS SWORDS. (Young, John) (Entered: 03/03/2015)
03/09/2015	<u>20</u>	CERTIFICATE OF SERVICE re <u>19</u> NOTICE of Appearance by John P. Young on behalf of Plaintiffs MICHAEL BOYD, NICHOLAS SWORDS. (Young, John) Modified on 3/10/2015 (NRN). (Entered: 03/09/2015)
03/24/2015	<u>21</u>	AMENDED COMPLAINT <i>Second</i> against MARION COUNTY SHERIFF, filed by All Plaintiffs.(Waples, Richard) (Entered: 03/24/2015)
03/24/2015	<u>22</u>	NOTICE of Appearance by Richard A. Waples on behalf of Plaintiff ROY SHOFNER. (Waples, Richard) Modified on 3/25/2015 (NRN). (Entered: 03/24/2015)
03/26/2015	<u>23</u>	NOTICE of Appearance by John P. Young on behalf of Plaintiff ROY SHOFNER. (Young, John) (Entered: 03/26/2015)
04/02/2015	<u>24</u>	NOTICE of Service of Initial Disclosures , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 04/02/2015)

04/07/2015	<u>25</u>	ANSWER to <u>21</u> Amended Complaint <i>Second</i> , filed by MARION COUNTY SHERIFF.(Overholt, Anthony) (Entered: 04/07/2015)
04/08/2015	<u>27</u>	Exhibit List <i>Preliminary</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 04/08/2015)
04/08/2015	<u>28</u>	Witness List <i>Preliminary</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 04/08/2015)
04/14/2015	<u>29</u>	NOTICE of Appearance by Amanda J. Dinges on behalf of Defendant MARION COUNTY SHERIFF. (Dinges, Amanda) (Entered: 04/14/2015)
04/15/2015	<u>30</u>	Witness List , filed by Defendant MARION COUNTY SHERIFF, Exhibit List , filed by Defendant MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 04/15/2015)
04/20/2015	<u>31</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 4/16/2015. Counsel for Plaintiff reports they will be moving to amend the complaint. The parties further report on the status of discovery and Plaintiff reports issues with Defendant's responses to discovery. Discovery Conference set for 4/21/2015 at 01:00 PM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore.*see order for additional information*. Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 04/20/2015)
04/21/2015	<u>32</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Discovery Conference held on 4/21/2015. The parties discussed issues Plaintiffs have with Defendant's written discovery responses. On or before May 13, 2015 the parties shall confer, complete and file an ESI Supplement to the Report of the Parties' Planning Meeting (as found on the Court's website at www.insd.uscourts.gov/Judges/CMP_info.htm). Discovery Conference set for 5/19/2015 at 09:00 AM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. *see order for additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) Modified on 4/23/2015 (NRN). (Entered: 04/22/2015)
05/04/2015	<u>33</u>	NOTICE of Service of Initial Disclosures , filed by Defendant MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 05/04/2015)
05/05/2015	<u>34</u>	Unopposed MOTION to Amend/Correct <u>1</u> Complaint , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Third Amended Complaint, # <u>2</u> Text of Proposed Order, # <u>3</u> Proposed Summons)(Waples, Richard) (Entered: 05/05/2015)
05/11/2015	<u>35</u>	MOTION to Transfer Case to Indiana Supreme Court, filed by B.A. CORLEY. (Attachments: # <u>1</u> Envelope)(NRN) (Entered: 05/12/2015)
05/12/2015	<u>36</u>	MOTION to Withdraw Attorney Appearance of <i>Adriana Katzen</i> , filed by Defendant MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order)(Dinges, Amanda) (Entered: 05/12/2015)
05/13/2015	<u>37</u>	ORDER – granting <u>34</u> Motion for Leave to File Third Amended Complaint; GRANTS the motion pursuant to Fed. R. Civ. Pro. 15(a)(2) and Local Rule S.D. 15–1, and ORDERS that Plaintiff is granted leave to file the Third Amended Complaint. The Clerk is directed to file Plaintiff's Third Amended Complaint [Dkt. 34–1] as of the date of this order. The Court further directs the Clerk to issue the Summons to the new defendant, a copy of which was attached to Plaintiffs' Motion Dkt. <u>34</u> . Signed by Magistrate Judge Mark J. Dinsmore on 5/13/2015. (CKM) (Entered: 05/13/2015)
05/13/2015	<u>38</u>	THIRD AMENDED COMPLAINT against MARION COUNTY SHERIFF, CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, filed by MICHAEL DRIVER, MICHAEL BOYD, NICHOLAS SWORDS, ROY SHOFNER, TERRY CLAYTON. c/s(CKM) Modified on 5/14/2015 (NRN). (Entered: 05/13/2015)
05/13/2015	<u>39</u>	Summons Issued as to CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (CKM) Modified on 5/14/2015 (NRN). (Entered: 05/13/2015)

05/15/2015	<u>40</u>	Submission of Parties' ESI Supplement Plan, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 05/15/2015)
05/15/2015	<u>41</u>	ORDER granting <u>36</u> Motion to Withdraw Attorney Appearance. Attorney Adriana Katzen is withdrawn. Signed by Magistrate Judge Mark J. Dinsmore on 5/15/2015. (MGG) (Entered: 05/15/2015)
05/18/2015	<u>42</u>	NOTICE of Appearance by Matthew C. Boldt on behalf of Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Boldt, Matthew) (Entered: 05/18/2015)
05/18/2015	<u>43</u>	NOTICE of Appearance by Pamela G. Schneeman on behalf of Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Schneeman, Pamela) (Entered: 05/18/2015)
05/19/2015	<u>44</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Discovery Conference held on 5/19/2015. The Court and parties discussed the proposed electronic discovery plan. With the agreement of the parties, the approved Case Management Plan [Dkt. 17] is hereby amended as follows:II. Jurisdiction and Statement of Claims C. On or before August 22, 2016, and consistent with the certification provisions of Fed. R. Civ. P. 11(b), the party with the burden of proof shall file a statement of the claims or defenses it intends to prove at trial, stating specifically the legal theories upon which the claims or defenses are based. Discovery due by 8/8/2016. Dispositive Motions due by 9/8/2016. *SEE ORDER FOR ADDITIONAL INFORMATION AND DEADLINES* Discovery Conference set for 6/9/2015 at 01:30 PM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. Signed by Magistrate Judge Mark J. Dinsmore. (NLR) Modified on 5/21/2015 (NRN). (Entered: 05/20/2015)
05/21/2015	<u>45</u>	RETURN of Service by CMRRR, filed by All Plaintiffs. CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY served on 5/19/2015. (Attachments: # <u>1</u> Certified Mail Card)(Waples, Richard) (Entered: 05/21/2015)
06/04/2015	<u>46</u>	Unopposed MOTION for Continuance of the June 9, 2015, ESI Conference, filed by Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Attachments: # <u>1</u> Text of Proposed Order)(Schneeman, Pamela) (Entered: 06/04/2015)
06/04/2015	<u>47</u>	NOTICE of Parties' First Extension of Time, filed by Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Schneeman, Pamela) (Entered: 06/04/2015)
06/08/2015	<u>48</u>	ORDER granting <u>46</u> Motion for Continuance. The Court, having considered the City-County's unopposed motion to continue the June 9, 2015, ESI conference and being duly advised in the premises, now grants said motion. The June 9, 2015, ESI conference is thus VACATED. The Court will conduct a telephonic status conference on June 9, 2015 at 1:30 p.m. to discuss a mutually agreeable date on which the ESI conference can be rescheduled. Counsel shall attend the status conference by calling the designated telephone number, to be provided by the Court via email generated by the Court's ECF system.Signed by Magistrate Judge Mark J. Dinsmore on 6/8/2015.(NLR) (Entered: 06/08/2015)
06/08/2015	<u>50</u>	ANSWER to <u>38</u> Amended Complaint <i>Third</i> , filed by MARION COUNTY SHERIFF.(Overholt, Anthony) (Entered: 06/08/2015)
06/09/2015	<u>51</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 6/9/2015. The parties discussed a mutually convenient date to reschedule the in person ESI conference. Counsel for Plaintiff reported that there remains several other discovery issues. The parties are to meet and confer and on or before June 26, 2015 they are to e-mail the Court at MJDinsmore@insd.uscourts.gov, and a copy to each other, a brief outline of any remaining discovery disputes, their respective positions on the issues and any other documents they would like the Court to review in advance of the in-person conference. In person conference set for 6/29/2015 at 02:00 PM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. *see order for additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 06/09/2015)

06/19/2015	<u>52</u>	MOTION for Protective Order , filed by Defendant MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Stipulated Protective Order)(Overholt, Anthony) (Entered: 06/19/2015)
06/22/2015	<u>53</u>	ORDER approving as amended <u>52</u> Motion for Protective Order. Signed by Magistrate Judge Mark J. Dinsmore on 6/22/2015. (CBU) (Entered: 06/22/2015)
06/25/2015	<u>54</u>	NOTICE of Appearance by Daniel Bowman on behalf of Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Bowman, Daniel) (Entered: 06/25/2015)
07/01/2015	<u>55</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Discovery Conference held on 8/12/2015. The parties discussed the status of their electronic discovery plan. Discovery Conference set for 8/12/2015 at 02:00 PM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. *see order for additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 07/01/2015)
07/07/2015	<u>56</u>	NOTICE of Withdrawal of Appearance by <i>Pamela G. Schneeman</i> on behalf of CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY (Schneeman, Pamela) (Entered: 07/07/2015)
07/07/2015	<u>57</u>	<i>Defendant's</i> ANSWER to <u>38</u> Amended Complaint , filed by CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY.(Bowman, Daniel) (Entered: 07/07/2015)
07/07/2015	<u>58</u>	DEMAND for Trial by Jury, filed by Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Bowman, Daniel) (Entered: 07/07/2015)
07/28/2015	<u>59</u>	Notice of Service of Discovery Request to Defendant City of Indianapolis and Marion County, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS.(Young, John) Modified on 7/29/2015 (TMB). (Entered: 07/28/2015)
07/28/2015	<u>60</u>	Notice of Service of Discovery Request to Defendant Marion County Sheriff, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS.(Young, John) Modified on 7/29/2015 (TMB). (Entered: 07/28/2015)
08/14/2015	<u>61</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Discovery Conference held on 8/12/2015. The parties reported on the status of discovery and are in the process of finalizing their revised ESI Supplement to the Case Management Plan, which the parties are ordered to file on or before August 25, 2015. In light of the current status of discovery in this matter, the Court sua sponte amends paragraph III(E) of the approved Case Management Plan as amended [Dkts. 17 & 44] as follows: E. Plaintiff(s) shall serve Defendant(s) (but not file with the Court) a statement of special damages, if any, and make a settlement demand, on or before January 18, 2016. Defendant(s) shall serve on the Plaintiff(s) (but not file with the Court) a response thereto on or before February 2, 2016. Status Conference set for 10/2/2015 at 10:30 AM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 08/14/2015)
08/25/2015	<u>62</u>	<i>Amended ESI Supplement to</i> CASE MANAGEMENT PLAN TENDERED, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS . (Young, John) (Entered: 08/25/2015)
08/31/2015	<u>63</u>	AMENDED ESI SUPPLEMENT TO CASE MANAGEMENT PLAN <u>62</u> Accepted and incorporated as paragraph III(M) of the approved Case Management Plan [Dkt. 17]. Signed by Magistrate Judge Mark J. Dinsmore on 8/31/2015.(SWM) (Entered: 08/31/2015)
09/02/2015	<u>64</u>	SCHEDULING ORDER: Final Pretrial Conference is set for 2/9/2017 at 1:30 PM in room #349, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Richard L. Young. Jury Trial (3 days) is set for 2/21/2017 at 9:00 AM in room #349, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Richard L. Young. Signed by Judge Richard L. Young on 9/2/2015.(TMD) (Entered: 09/02/2015)

		09/02/2015)
09/15/2015	<u>65</u>	MOTION to Amend/Correct <i>Case Management Deadline</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Amending CMP Deadline)(Overholt, Anthony) (Entered: 09/15/2015)
09/15/2015	<u>66</u>	NOTICE of Service of Discovery Responses, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS.(Young, John) Modified on 9/16/2015 (NRN). (Entered: 09/15/2015)
09/16/2015	<u>67</u>	ORDER granting Defendants' <u>65</u> Motion to Amend Case Management Deadline. The Case Management Plan is hereby amended and the deadline in which to add an additional party is extended to October 15, 2015. All other requirements of the parties' approved Case Management Plan [Dkts. 17 and 61] remain in effect. Signed by Magistrate Judge Mark J. Dinsmore on 9/16/2015. (SWM) (Entered: 09/16/2015)
10/05/2015	<u>69</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 10/2/2015. The parties reported on the status of discovery. In order to assist the Court in monitoring the ongoing discovery in this matter, on or before November 6, 2015, the parties shall jointly file a "Joint Report on the Status of Discovery" *see order for additional information* Status Conference set for 11/12/2015 at 02:00 PM in Telephonic before Magistrate Judge Mark J. Dinsmore. Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 10/05/2015)
10/14/2015	<u>70</u>	ORDER denying non-party B.A. Corley's <u>35</u> Motion to Transfer Case to the Indiana Supreme Court (see Order). Copy to B.A. Corley via US Mail. Signed by Magistrate Judge Mark J. Dinsmore on 10/14/2015. (SWM) (Entered: 10/15/2015)
10/15/2015	<u>71</u>	MOTION to Certify Class , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) Modified on 11/5/2019 (JRB). (Entered: 10/15/2015)
10/15/2015	<u>72</u>	BRIEF/MEMORANDUM in Support re <u>71</u> MOTION to Certify Class , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 10/15/2015)
10/15/2015	<u>73</u>	Designation of Evidence re <u>71</u> MOTION to Certify Class , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit A – Mark Thompson Affidavit, # <u>2</u> Exhibit B – Byron Frierson Affidavit, # <u>3</u> Exhibit C– William Young Affidavit, # <u>4</u> Exhibit D – Michael Driver Affidavit, # <u>5</u> Exhibit E – Michael Boyd Affidavit, # <u>6</u> Exhibit F – Nicholas Swords Affidavit, # <u>7</u> Exhibit G – Roy Shofner Affidavit, # <u>8</u> Exhibit H – Jane Ruemmele Affidavit, # <u>9</u> Exhibit I – Novella Nedeff Affidavit, # <u>10</u> Exhibit J – James Kissee Affidavit, # <u>11</u> Exhibit K – Kristian Law Affidavit, # <u>12</u> Exhibit L – Class member submissions, # <u>13</u> Exhibit M – Indiana Lawyer 12–22–14, # <u>14</u> Exhibit N – Def MCS 2nd Supp Answer to Interrogatories, # <u>15</u> Exhibit O – Indiana Lawyer 8–15–14, # <u>16</u> Exhibit P – Terry Clayton Affidavit, # <u>17</u> Exhibit Q – Indy Channel 12–12–2014, # <u>18</u> Exhibit MCS Document Production)(Waples, Richard) (Entered: 10/15/2015)
10/21/2015	<u>74</u>	Unopposed MOTION for Extension of Time to File Response to 11/29/15 re <u>71</u> MOTION to Certify Class , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Extension of Time to Respond to Motion to Certify Class)(Overholt, Anthony) (Entered: 10/21/2015)
10/23/2015	<u>75</u>	ORDER granting Defendants' <u>74</u> Motion for Extension of Time to File Response to 11/30/2015 re <u>71</u> MOTION to Certify Class . Signed by Magistrate Judge Mark J. Dinsmore on 10/23/2015. (SWM) (Entered: 10/23/2015)
11/06/2015	<u>77</u>	REPORT <i>Parties' Joint Report on the Status of Discovery</i> by CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 11/06/2015)
11/13/2015	<u>78</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 11/12/2015. The parties discussed issues raised in their Joint Report on the Status of Discovery [Dkt. 77.]. With the agreement of the parties,

		the settlement conference scheduled for March 18, 2016 is hereby CONTINUED to August 12, 2016 at 9:00 a.m. All other requirements of the Court's order dated 2/27/2015 [Dkt. 16] remain in effect. Status Conference set for 12/17/2015 at 09:10 AM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 11/13/2015)
11/30/2015	<u>79</u>	Unopposed MOTION for Extension of Time to File Response to 1/28/16 re <u>71</u> MOTION to Certify Class , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Unopposed Second Motion to Extend Deadline to Respond to Motion for Class Certification)(Overholt, Anthony) (Entered: 11/30/2015)
12/04/2015	<u>80</u>	NOTICE of Appearance by Ameen R. Najjar on behalf of Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Najjar, Ameen) (Entered: 12/04/2015)
12/11/2015	<u>82</u>	REPORT <i>Parties' Supplemental Joint Report on Status of Discovery</i> by All Plaintiffs. (Young, John) (Entered: 12/11/2015)
12/14/2015	<u>83</u>	Emergency MOTION to Withdraw Attorney Appearance <i>and for a Stay of this Litigation Pending the Appearance of Replacement Counsel</i> , filed by Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Attachments: # <u>1</u> Affidavit of Douglas M. Kowalski, # <u>2</u> Text of Proposed Order)(Bowman, Daniel) (Entered: 12/14/2015)
12/17/2015	<u>84</u>	REQUEST for Production of Documents, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS.(Young, John) (Entered: 12/17/2015)
12/18/2015	<u>85</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 12/17/2015. This matter comes before the Court on counsel for the City's Emergence Motion to Withdraw Attorney Appearances and for a Stay of this Litigation Pending the Appearance of Replacement Counsel. [Dkt. 83.] Following a discussion with the parties, that motion will be GRANTED IN PART and DENIED IN PART. This matter is STAYED pending further order of the Court. Counsel's motion to withdraw is taken under advisement pending the appearance of replacement counsel. Also before the Court is Defendants' Unopposed Second Motion to Extend Deadline to Respond to Motion for Class Certification. That motion is GRANTED and Defendants are granted an enlargement of time to and including February 29, 2016 in which to respond to Plaintiffs' Motion to Certify Class. Furthermore, the deadline for the parties to file their next Supplemental Joint Report on the Status of Discovery [see Dkt. 69 at 2] is hereby enlarged from January 15, 2016 to February 26, 2016. Status Conference set for 1/21/2016 at 08:40 AM in Telephonic before Magistrate Judge Mark J. Dinsmore. Signed by Magistrate Judge Mark J. Dinsmore. *see order for additional information* (NLR) (Entered: 12/18/2015)
01/11/2016	<u>86</u>	NOTICE of Service of Request for Admissions to Defendant Marion County Sheriff, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 01/11/2016)
01/19/2016	<u>88</u>	NOTICE of Appearance by Anthony W. Overholt on behalf of Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Overholt, Anthony) (Entered: 01/19/2016)
01/19/2016	<u>89</u>	B.A. Corley's Objection to "Obstructive" Ruling. (Attachments: # <u>1</u> Envelope)(NRN) (Entered: 01/20/2016)
01/19/2016	<u>91</u>	NOTICE OF APPEAL as to <u>70</u> Order on Motion to Transfer Case, filed by non-party B. A. CORLEY (No fee paid with this filing). **Received via email from USCA on 1/29/2016.** (Attachments: # <u>1</u> Envelope, # <u>2</u> USCA Letter)(LBT) (Entered: 01/29/2016)
01/21/2016	<u>90</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 1/21/2016. The parties discussed the status of discovery. The parties were asked to expedite their meet-and-confer over a pending discovery

		dispute and contract chambers for a telephone conference if the parties are not able to resolve their dispute. New counsel for Defendant Consolidated City of Indianapolis and Marion County has appeared. Accordingly, the motion of prior counsel for Defendant Consolidated City of Indianapolis and Marion County to withdraw their appearances in this matter [Dkt. 83] is GRANTED. The Clerk is directed to show Amanda J. Dinges, Ameen R. Najjar and Daniel P. Bowman as terminated on the docket. The December 18, 2015 stay of this matter [Dkt. 85] is hereby lifted. Status Conference set for 3/2/2016 at 10:30 AM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) Modified on 1/25/2016 to correct typo and filed date (NRN). (Entered: 01/22/2016)
01/29/2016	<u>92</u>	PARTIES' SHORT RECORD re <u>91</u> Notice of Appeal – Instructions for Attorneys and Designation of Record information attached. (copy mailed to Appellant/Non-party, B. A. Corley) (LBT) (Entered: 01/29/2016)
01/29/2016	<u>93</u>	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>91</u> Notice of Appeal. – for Court of Appeals Use Only. (LBT) (Entered: 01/29/2016)
01/29/2016	<u>94</u>	USCA Case Number 16–1176 for <u>91</u> Notice of Appeal. (Attachments: # <u>1</u> PLRA Fee Notice)(LBT) (Entered: 01/29/2016)
02/10/2016	<u>95</u>	MOTION to Serve More than 25 Requests for Admission, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit A – Requests for Admission, # <u>2</u> Text of Proposed Order)(Young, John) (Entered: 02/10/2016)
02/12/2016	<u>96</u>	SCHEDULING ORDER: This matter comes before the Court on Plaintiff's Motion to Serve More Than 25 Requests for Admissions [Dkt. 95]. Any response to the motion is due on or before February 16, 2016. Any reply in support of the Motion is due on or before February 18, 2016. Signed by Magistrate Judge Mark J. Dinsmore on 2/12/2016.(SWM) (Entered: 02/12/2016)
02/15/2016	<u>97</u>	MOTION to Withdraw Attorney Appearance of <i>Matthew C. Boldt</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Young, John) (Entered: 02/15/2016)
02/16/2016	<u>98</u>	ORDER granting <u>97</u> Motion to Withdraw Attorney Appearance. Attorney Matthew C. Boldt withdrawn as counsel for the Plaintiffs. Signed by Magistrate Judge Mark J. Dinsmore on 2/16/2016. (CBU) (Entered: 02/16/2016)
02/19/2016	<u>99</u>	ORDER granting Plaintiffs' <u>95</u> Motion to Serve More than 25 Requests for Admission Pursuant to Local Rule 36–1. Signed by Magistrate Judge Mark J. Dinsmore on 2/19/2016. (SWM) (Entered: 02/19/2016)
02/19/2016	<u>100</u>	NOTICE of Service of Requests for Admission to Defendant Marion County Sheriff, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 02/19/2016)
02/23/2016	<u>101</u>	NOTICE of Service of Discovery Requests, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 02/23/2016)
02/25/2016	<u>102</u>	REPORT Parties Joint Report on Status of Discovery by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A – proposed Quick Peek Order, # <u>2</u> Exhibit B – 37–1 letter)(Young, John) (Entered: 02/25/2016)
02/26/2016	<u>104</u>	Third MOTION for Extension of Time to File Response to 5/2/16 re <u>71</u> MOTION to Certify Class , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion for Extension of Time to Respond to Motion for Class Certification)(Overholt, Anthony) (Entered: 02/26/2016)
03/02/2016	<u>105</u>	ORDER granting Defendants' <u>104</u> Motion for Extension of Time to File Response to 5/2/2016 re <u>71</u> MOTION to Certify Class . No further enlargements will be granted. Signed by Magistrate Judge Mark J. Dinsmore on 3/2/2016. (SWM) (Entered: 03/02/2016)

03/03/2016	<u>106</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 3/2/2016. The Court and parties discussed the parties' supplemental Joint Report on the Status of Discovery. [Dkt. 102.] A discussion was held regarding the parties' proposed order memorializing a "quick peek" agreement. [Dkt. 102-1.] Possible revisions to the proposed order were discussed. The parties were instructed to move for the entry of such an order if they wish it to be entered. The Court and parties also discussed a number of discovery disputes. The parties' are ordered to file their next Supplemental Joint Report on the Status of Discovery on or before March 30, 2016. Status Conference set for 3/31/2016 at 08:40 AM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 03/03/2016)
03/18/2016	<u>107</u>	MANDATE of USCA as to <u>91</u> Notice of Appeal (USCA #16-1176) – IT IS ORDERED that this appeal is DISMISSED for failure to pay the required docketing fee pursuant to Circuit Rule 3(b). IT IS FURTHER ORDERED that the appellant pay the appellate fee of \$505.00 to the clerk of the district court. The clerk of the district court shall collect the appellate fees from the prisoner's trust fund account using the mechanism of Section 1915(b). Newlin v. Helman, 123 F.3d 429, 433 (7th Cir. 1997). (MAG) (Entered: 03/18/2016)
03/24/2016	<u>108</u>	MOTION for Protective Order <i>Agreed "Quick Peek" Inspection Protective Order</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 03/24/2016)
03/30/2016	<u>110</u>	REPORT , <i>Parties' 3-30-2016 Joint Discovery Report</i> by All Plaintiffs. (Waples, Richard) (Entered: 03/30/2016)
03/31/2016	<u>111</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 3/31/2016. The parties discussed the status of and future plans for discovery, as well as the parties' proposed "quick peek" agreement. Status Conference set for 5/4/2016 at 01:00 PM (Eastern) in Telephonic before Magistrate Judge Mark J. Dinsmore to discuss the parties' Supplemental Joint Report on the Status of Discovery, which is due on or before May 3, 2016, as well as any proposed changes to the Case Management Plan. *See order for additional information.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 03/31/2016)
03/31/2016	<u>112</u>	AGREED PROTECTIVE ORDER Approved as Amended <u>108</u> for "Quick Peek" Inspection of Documents claimed to be subject to a deliberative process privilege or attached to Attorney-Client/Work Product Communications. Signed by Magistrate Judge Mark J. Dinsmore on 3/31/2016.(MAC) (Entered: 04/01/2016)
05/02/2016	<u>114</u>	MOTION to Strike <i>the Testimony of William Young</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 05/02/2016)
05/02/2016	<u>115</u>	BRIEF/MEMORANDUM in Support re <u>114</u> MOTION to Strike <i>the Testimony of William Young</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit Cited Portions of the Deposition of William E. Young, # <u>2</u> Exhibit Cited Portions of the Deposition of Tammy Wood)(Overholt, Anthony) (Entered: 05/02/2016)
05/02/2016	<u>116</u>	RESPONSE in Opposition re <u>71</u> MOTION to Certify Class , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit A 72 Hour Case Handling & Disposition Procedures, # <u>2</u> Exhibit Cited Portions of L. Dezelan Deposition, # <u>3</u> Exhibit Cited Portions of T. Wood Deposition, # <u>4</u> Exhibit Cited Portions of M. Thompson Deposition, # <u>5</u> Exhibit Cited Portions of W. Young Deposition)(Overholt, Anthony) (Entered: 05/02/2016)
05/02/2016	<u>117</u>	AFFIDAVIT in Support of Response in Opposition to Motion re <u>71</u> MOTION to Certify Class <i>Declaration of John Deiter</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 05/02/2016)

05/02/2016	<u>118</u>	AFFIDAVIT in Support of Response in Opposition to Motion re <u>71</u> MOTION to Certify Class <i>Declaration of James Martin</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 05/02/2016)
05/02/2016	<u>119</u>	AFFIDAVIT in Support of Response in Opposition to Motion re <u>71</u> MOTION to Certify Class <i>Declaration of Derek Peterson</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 05/02/2016)
05/02/2016	<u>120</u>	AFFIDAVIT in Support of Response in Opposition to Motion re <u>71</u> MOTION to Certify Class <i>Declaration of Louis Dezelan</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 05/02/2016)
05/02/2016	<u>121</u>	AFFIDAVIT in Support of Response in Opposition to Motion re <u>71</u> MOTION to Certify Class <i>Declaration of Tammy Wood</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 05/02/2016)
05/03/2016	<u>122</u>	REPORT <i>Parties May 3, 2016 Joint Discovery Report on Status of Discovery</i> by All Plaintiffs. (Young, John) (Entered: 05/03/2016)
05/05/2016	<u>123</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 5/4/2016. The parties discussed their Supplemental Joint Report on the Status of Discovery <u>122</u> . The approved Case Management Plan as amended <u>17</u> & <u>44</u> is hereby amended as follows: II. Jurisdiction and Statement of Claims C. On or before February 13, 2017, and consistent with the certification provisions of Fed. R. Civ. P. 11(b), the party with the burden of proof shall file a statement of the claims or defenses it intends to prove at trial, stating specifically the legal theories upon which the claims or defenses are based. Discovery due by 2/3/2017. Dispositive Motions due by 3/6/2017. Supplemental Joint Report on the Status of Discovery due by 6/9/2016. Discovery Conference set for 6/13/2016 at 09:00 AM (Eastern) in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. *See order for additional deadlines and information.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 05/05/2016)
05/10/2016	<u>124</u>	NOTICE of Service of Discovery Request, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 05/10/2016)
05/11/2016	<u>125</u>	Joint MOTION to Continue Trial Date, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Young, John) (Entered: 05/11/2016)
05/12/2016	<u>126</u>	First MOTION for Extension of Time to June 30, 2016 to Reply on Class Certification, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 05/12/2016)
05/19/2016	<u>127</u>	ORDER granting Plaintiffs' <u>126</u> Motion for Extension of Time to File a reply in support of their Motion for Class Certification to 6/30/2016. No further enlargements will be granted. Signed by Magistrate Judge Mark J. Dinsmore on 5/19/2016. (SWM) (Entered: 05/19/2016)
05/24/2016	<u>128</u>	ORDER granting <u>125</u> Motion to Continue. Final Pretrial Conference set for 2/09/17 is VACATED AND RESET to 11/8/2017 at 3:00 PM (Eastern Time) in room #349, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Richard L. Young. Jury Trial (10 days) set for 2/21/17 is VACATED AND RESET to 12/7/2017 at 9:00 AM (Eastern Time) in room #349, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Richard L. Young. Signed by Judge Richard L. Young on 5/24/2016.(TMD) (Entered: 05/24/2016)
05/25/2016	<u>129</u>	Supplemental MOTION for Protective Order <i>Supplemental Agreed Order for "Quick Peek" Inspection of Documents Claimed to be Subject to a Deliverative Process or Attorney-Client/Work Product Privileges</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY

		SHERIFF. (Overholt, Anthony) (Entered: 05/25/2016)
05/27/2016	<u>130</u>	MOTION for Extension of Time to June 30, 2016 <i>to respond to Defendant's Motion to Strike Testimony of William Young</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Young, John) (Entered: 05/27/2016)
05/27/2016	<u>131</u>	ORDER approving <u>129</u> Motion for Protective Order and it is entered (marginal). Signed by Magistrate Judge Mark J. Dinsmore on 5/27/2016. (CBU) (Entered: 05/31/2016)
06/01/2016	<u>132</u>	ORDER granting Plaintiffs' <u>130</u> Motion for Extension of Time to File Response to Defendant Marion County Sheriff's Motion to Strike Testimony of William Young to 6/30/2016. Signed by Magistrate Judge Mark J. Dinsmore on 6/1/2016. (SWM) (Entered: 06/01/2016)
06/09/2016	<u>133</u>	REPORT <i>Parties June 9, 2016 Joint Discovery Report on Status of Discovery</i> by All Plaintiffs. (Young, John) (Entered: 06/09/2016)
06/13/2016	<u>134</u>	Witness List , filed by Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Overholt, Anthony) (Entered: 06/13/2016)
06/13/2016	<u>135</u>	Exhibit List , filed by Defendant CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (Overholt, Anthony) (Entered: 06/13/2016)
06/14/2016	<u>136</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Discovery Conference held on 6/13/2016. The parties discussed the status of and future plans for discovery. Plaintiffs were authorized to file motion to compel regarding a number of discovery requests to which Defendants have not yet fully responded. The parties' next Supplemental Joint Report on the Status of Discovery shall be filed on or before July 5, 2016. Telephonic Status Conference set for 7/7/2016 at 9:00 AM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. *See order for additional information.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 06/15/2016)
06/17/2016	<u>137</u>	NOTICE of Service of Discovery Requests, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 06/17/2016)
06/27/2016	<u>138</u>	NOTICE of Appearance by Richard G. McDermott on behalf of Interested Party AMITAV THAMBA. (McDermott, Richard) Modified on 6/28/2016 to correct party role (NRN). (Entered: 06/27/2016)
06/27/2016	<u>139</u>	Emergency MOTION to Quash <i>or in the Alternative, Modifying Subpoena</i> , filed by Interested Party AMITAV THAMBA. (Attachments: # <u>1</u> Exhibit A–Subpoena)(McDermott, Richard) Modified on 6/28/2016 to correct party role (NRN). (Entered: 06/27/2016)
06/27/2016	<u>140</u>	MOTION to Quash <i>Last Minute–Served Subpoena for Deposition</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion to Quash Last Minute–Served Subpoena for Deposition)(Overholt, Anthony) (Entered: 06/27/2016)
06/27/2016	<u>141</u>	NOTICE of Withdrawal of Subpoena of Amitav Thamba, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 06/27/2016)
06/27/2016	<u>142</u>	MOTION for Extension of Time to August 1, 2016 <i>to Respond to Defendant's Response to Plaintiffs' Motion for Class Certification</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Young, John) (Entered: 06/27/2016)
06/28/2016	<u>143</u>	MOTION for Leave to File <i>Over–sized Brief on Class Cert Reply</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS, AMITAV THAMBA. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 06/28/2016)

06/30/2016	<u>144</u>	RESPONSE to <u>114</u> Motion to Strike Testimony of William Young, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit A – Affidavit of William Young)(Young, John) Modified on 7/1/2016 to create link to motion (LBT). (Entered: 06/30/2016)
06/30/2016	<u>145</u>	ORDER DENYING AS MOOT MOTIONS TO QUASH DEPOSITION SUBPOENAS: This matter comes before the Court on Interested Party Amitav Thamba's Emergency Motion to Quash or in the Alternative, Modifying Subpoena [Dkt. 139] and Defendants' Motion to Quash Last Minute–Served Subpoena for Deposition [Dkt. 140]. Plaintiff has filed a Notice of Withdrawal of Subpoena of Amitav Thamba [Dkt. 141], and therefore, the Emergency Motion to Quash [Dkt. 139] and Motion to Quash [Dkt. 140] are hereby DENIED AS MOOT. Signed by Magistrate Judge Mark J. Dinsmore on 6/30/2016. (SWM) (Entered: 07/01/2016)
06/30/2016	<u>146</u>	ORDER granting Plaintiffs' <u>142</u> Motion for Extension of Time to File Reply in Support of their Motion for Class Certification to 8/1/2016 (see Order for additional information). Signed by Magistrate Judge Mark J. Dinsmore on 6/30/2016. (SWM) (Entered: 07/01/2016)
07/05/2016	<u>148</u>	ORDER granting Plaintiffs' <u>143</u> Motion for Leave to File Oversized Brief. Plaintiffs may file a reply brief on class certification not exceeding 35 pages. Signed by Magistrate Judge Mark J. Dinsmore on 7/5/2016. (SWM) (Entered: 07/05/2016)
07/05/2016	<u>149</u>	MOTION for Extension of Time to File Reply to 07/21/2016 re <u>114</u> MOTION to Strike <i>the Testimony of William Young</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Extension of Time to File Reply in Support of Motion to Strike the Testimony of William Young)(Overholt, Anthony) (Entered: 07/05/2016)
07/05/2016	<u>150</u>	Joint MOTION for Extension of Time to 07/08/2016 to file <i>Supplemental Joint Report on the Status of Discovery and the July 7th Status Conference re Discovery</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Postponing Joint Report and Conference Call on the Status of Discovery)(Overholt, Anthony) (Entered: 07/05/2016)
07/07/2016	<u>151</u>	ORDER granting <u>150</u> Motion for Extension of Time to File to 7/8/2016 to file the next supplemental joint report on the status of discovery. The TELEPHONIC Status Conference reset for 7/12/2016 at 2:30 PM (Eastern) before Magistrate Judge Mark J. Dinsmore. Signed by Magistrate Judge Mark J. Dinsmore on 7/7/2016.(CBU) (Entered: 07/07/2016)
07/07/2016	<u>153</u>	ORDER granting <u>149</u> Motion for Extension of Time to File Reply to 7/21/2016 re <u>114</u> MOTION to Strike <i>the Testimony of William Young</i> . Signed by Magistrate Judge Mark J. Dinsmore on 7/7/2016. (CBU) (Entered: 07/08/2016)
07/08/2016	<u>154</u>	REPORT <i>Parties' July 5, 2016 Joint Report on the Status of Discovery</i> by CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 07/08/2016)
07/14/2016	<u>155</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 7/12/2016. The parties discussed the status of and future plans for discovery. The parties are reminded to review and comply with all requirements of the Court's order scheduling the upcoming settlement conference. [Dkt. <u>16</u> at 2–5; Dkt. 78.] The parties are ordered to file their next Supplemental Joint Report on the Status of Discovery on or before August 4, 2016. Thereafter the parties shall file each subsequent Supplemental Joint Report on the Status of Discovery on each twenty–eighth day thereafter until the parties report that all discovery in this matter has been completed. *See order for additional information.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 07/14/2016)
07/21/2016	<u>156</u>	REPLY in Support of Motion re <u>114</u> MOTION to Strike <i>the Testimony of William Young</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 07/21/2016)

07/28/2016	<u>157</u>	REPLY in Support of Motion re <u>71</u> MOTION to Certify Class , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Young, John) (Entered: 07/28/2016)
07/28/2016	<u>158</u>	Designation of Evidence re <u>157</u> Reply in Support of Motion to <i>Certify Class</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit S – Sheriff Layton deposition, # <u>2</u> Exhibit T – Royce Cole deposition, # <u>3</u> Exhibit U – Michael Driver deposition, # <u>4</u> Exhibit V – Terry Clayton deposition, # <u>5</u> Exhibit W – Nicholas Swords deposition, # <u>6</u> Exhibit X – Roy Shofner deposition, # <u>7</u> Exhibit Y – James Martin deposition, # <u>8</u> Exhibit Z – Eva Talley–Sanders deposition, # <u>9</u> Exhibit AA – Derek Peterson deposition, # <u>10</u> Exhibit BB – Geneva Roembke deposition, # <u>11</u> Exhibit CC – Louis Dezelan deposition, # <u>12</u> Exhibit DD – Marvin Thornsberry deposition, # <u>13</u> Exhibit EE – Padfield study, # <u>14</u> Exhibit FF – Court's 4–13–15 correspondence, # <u>15</u> Exhibit GG – Robert Sandy report, # <u>16</u> Exhibit HH – Barb Thompson affidavit, # <u>17</u> Exhibit II – Tyler Tech. proposal email, # <u>18</u> Exhibit JJ – Amitav Thamba deposition)(Young, John) (Entered: 07/28/2016)
07/29/2016	<u>159</u>	RESPONSE to Discovery Request, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS.(Young, John) (Entered: 07/29/2016)
08/03/2016	<u>160</u>	Joint MOTION for Extension of Time to October 12, 2016 to <i>Submit Settlement Statement and to Postpone Settlement Conference</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Young, John) (Entered: 08/03/2016)
08/04/2016	<u>161</u>	REPORT <i>Parties' 8–4–16 Joint Report on Status of Discovery</i> by MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Young, John) (Entered: 08/04/2016)
08/04/2016	<u>162</u>	ORDER denying Parties' <u>160</u> Joint Motion for Extension of Time to Submit Settlement Statement and to Postpone Settlement Conference. The August 12, 2016 settlement conference will proceed as scheduled. Signed by Magistrate Judge Mark J. Dinsmore on 8/4/2016. (SWM) (Entered: 08/04/2016)
08/05/2016	<u>163</u>	Joint MOTION <i>for Relief from order Requiring Filing of Draft Settlement Agreement</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Relief from Order Requiring Filing of Draft Settlement Agreement)(Overholt, Anthony) (Entered: 08/05/2016)
08/09/2016	<u>164</u>	ORDER granting in part and denying in part Parties' <u>163</u> Joint Motion for Relief from Order Requiring Filing of Draft Settlement Agreement. The parties are relieved of the obligation to file a fully negotiated draft settlement prior to the August 12, 2016 settlement conference; however, Defendants are directed to submit a Word version of a draft standard agreement that is acceptable to Defendants, which the Court and parties may use as the foundation for a settlement agreement in the event this matter is resolved. Such draft should be forwarded to the Magistrate Judge at MJDinsmore@insd.uscourts.gov on or before August 11, 2016. Signed by Magistrate Judge Mark J. Dinsmore on 8/9/2016. (SWM) (Entered: 08/09/2016)
08/12/2016	<u>165</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Settlement Conference held on 8/12/2016. Settlement was not achieved. At the conclusion of the settlement conference, the parties discussed the status of and future plans for discovery. Telephonic Status Conference set for 9/8/2016 at 11:00 AM (Eastern Time) to discuss the parties' next supplemental joint report on the status of discovery, due September 1, 2016. *See order for additional information.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 08/12/2016)
09/01/2016	<u>166</u>	REPORT <i>Parties 9–1–16 Joint Report on Status of Discovery</i> by MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Young, John) (Entered: 09/01/2016)
09/08/2016	<u>168</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 9/8/2016. The parties discussed the status of and future plans for discovery. Telephonic Status Conference set for 10/5/2016 at 1:00 PM

		(Eastern Time) to discuss case status and the parties' next supplemental joint report on the status of discovery, due September 29, 2016. *See order for additional information.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 09/08/2016)
09/29/2016	<u>169</u>	REPORT <i>Parties September 29, 2016 Joint Report on Status of Discovery</i> by MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Young, John) (Entered: 09/29/2016)
09/30/2016	<u>171</u>	ORDER granting in part and denying in part Plaintiff's <u>71</u> Motion to Certify Class – SEE ENTRY. Signed by Judge Richard L. Young on 9/30/2016. (TMD) (Entered: 09/30/2016)
09/30/2016	<u>172</u>	ORDER denying as moot Defendants' <u>114</u> Motion to Strike the Testimony of William Young. Signed by Judge Richard L. Young on 9/30/2016. (TMD) (Entered: 09/30/2016)
10/05/2016	<u>173</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 10/5/2016. The parties discussed the status of and future plans for discovery. The parties jointly moved to amend certain case management deadlines. That motion is hereby GRANTED and the approved Case Management Plan as amended [Dkts. <u>17</u> , <u>44</u> , & <u>123</u>] is hereby amended as follows: II. Jurisdiction and Statement of Claims C. On or before February 24, 2017, and consistent with the certification provisions of Fed. R. Civ. P. 11(b), the party with the burden of proof shall file a statement of the claims or defenses it intends to prove at trial, stating specifically the legal theories upon which the claims or defenses are based. IV. Discovery and Dispositive Motions D. Dispositive Motions due by 3/17/2017. Discovery due by 2/17/2017. All other requirements of the approved Case Management Plan as amended [Dkts. <u>17</u> , <u>44</u> , & <u>123</u>] remain in effect. Telephonic Status Conference set for 11/3/2016 at 11:00 AM (Eastern Time) before Magistrate Judge Mark J. Dinsmore to discuss the parties' next Supplemental Joint Report on the Status of Discovery due October 27, 2016. *See order for additional deadlines and information.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 10/06/2016)
10/14/2016	174	Notice from Seventh Circuit Court of Appeals re Docketing of Petition for Permission to Appeal Pursuant to F.R.C.P. 23(f) in USCA (USCA #16-8024). (LBT) (Entered: 10/14/2016)
10/28/2016	<u>175</u>	NOTICE of <i>Plaintiffs' Discovery Report</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Waples, Richard) (Entered: 10/28/2016)
10/28/2016	<u>177</u>	NOTICE of <i>Defendants' Report on the Status of Discovery</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF (Overholt, Anthony) (Entered: 10/28/2016)
11/02/2016	<u>178</u>	MOTION to Stay , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 11/02/2016)
11/07/2016	<u>179</u>	RESPONSE in Opposition re <u>178</u> MOTION to Stay , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 11/07/2016)
11/07/2016	<u>180</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 11/3/2016. The parties discussed the status of discovery, as well as Plaintiffs' motion to stay. The conference was concluded without further order. Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 11/08/2016)
11/09/2016	<u>181</u>	REPLY in Support of Motion re <u>178</u> MOTION to Stay , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 11/09/2016)
11/16/2016	<u>182</u>	ORDER REFERRING MOTION: <u>178</u> MOTION to Stay filed by MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS, MICHAEL BOYD, TERRY CLAYTON for Report and Recommendation. Signed by Judge Richard L. Young on

		11/16/2016. Motions referred to Mark J. Dinsmore.(JRB) (Entered: 11/16/2016)
11/23/2016	<u>183</u>	REPORT <i>Parties November 23, 2016 Joint Report on Status of Discovery</i> by MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Young, John) (Entered: 11/23/2016)
12/05/2016	<u>184</u>	REPORT AND RECOMMENDATION re <u>178</u> MOTION to Stay, filed by MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS, MICHAEL BOYD and TERRY CLAYTON. Signed by Magistrate Judge Mark J. Dinsmore on 12/5/2016.(SWM) (Entered: 12/05/2016)
12/20/2016	<u>185</u>	REPORT <i>Parties 12-20-16 Joint Report on Status of Discovery</i> by MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Young, John) (Entered: 12/20/2016)
12/21/2016	<u>186</u>	USCA Order (Certified) Granting Plaintiffs/Petitioners' Petition for Permission to Appeal as to <u>171</u> Order on Motion to Certify Class. Petitioners shall pay the required appellate fees to the clerk of the district court within ten days from the entry of this order pursuant to Federal Rule of Appellate Procedure 5(d)(1). (No fee paid with this filing) **Docketed as a Notice of Appeal to open appeal database.** (LBT) Modified on 12/21/2016 (LBT). (Entered: 12/21/2016)
12/22/2016	187	USCA Appeal Fees received \$ 505.00 receipt number IP053730 re <u>186</u> Notice of Appeal filed by MICHAEL DRIVER (USCA #16-8024 or other applicable number to the appeal assigned on the 7th Circuit CA general docket) (DJH) (Entered: 12/22/2016)
12/23/2016	<u>188</u>	RESPONSE to <u>183</u> Discovery Request, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS.(Young, John) Modified on 12/27/2016 (JRB). (Entered: 12/23/2016)
12/27/2016	<u>189</u>	PARTIES' SHORT RECORD re <u>186</u> Notice of Appeal – Instructions for Attorneys and Designation of Record information attached. (LBT) (Entered: 12/27/2016)
12/27/2016	<u>190</u>	Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>186</u> Notice of Appeal. – for Court of Appeals Use Only. (LBT) (Entered: 12/27/2016)
12/27/2016	<u>191</u>	USCA Case Number 16-4239 for <u>186</u> Notice of Appeal filed by MICHAEL DRIVER. (LBT) (Entered: 12/27/2016)
12/28/2016	<u>192</u>	ORDER adopting <u>184</u> Report and Recommendations. SEE ORDER. Signed by Judge Richard L. Young on 12/28/2016. (JRB) (Entered: 12/28/2016)
12/28/2016	<u>193</u>	JUDGMENT – Pursuant to the Order Adopting the Magistrate Judge's Report and Recommendation, this matter is now administratively closed. Signed by Judge Richard L. Young on 12/28/2016.(JRB) (Entered: 12/28/2016)
12/29/2016	<u>194</u>	Certified and Transmitted Record on Appeal to US Court of Appeals re <u>186</u> Notice of Appeal (USCA #16-4239). (Attachments: # <u>1</u> Pleadings Doc. (1-70), # <u>2</u> Pleadings Doc. (71-110), # <u>3</u> Pleadings Doc. (111-End), # <u>4</u> Oversized Doc. 158 (Part 1 of 3), # <u>5</u> Oversized Doc. 158 (Part 2 of 3), # <u>6</u> Oversized Doc. 158 (Part 3 of 3), # <u>7</u> Notice to Transmit Record)(MAT) (Entered: 12/29/2016)
12/30/2016	195	Appeal Remark re <u>186</u> Notice of Appeal (USCA #16-4239): Original record on appeal filed electronically. Contents of record: 3 vol. pleadings. 3 vol. loose pleadings. (LBT) (Entered: 12/30/2016)
07/10/2017	<u>196</u>	MANDATE of USCA as to <u>186</u> Notice of Appeal filed by MICHAEL DRIVER (USCA #16-4239) – The decision of the district court is VACATED and the case is REMANDED for further proceedings consistent with the opinion. The above is in accordance with the decision of this court entered on June 15, 2017. Costs to be awarded to the prevailing party. Bill of Costs Taxed in Favor of: Appellant Michael Boyd ; Appellant Terry Clayton ; Appellant Michael Driver ; Appellant Roy Shofner ; Appellant Nicholas Swords in the amount of \$500.00. (MAT) (Entered: 07/10/2017)
08/17/2017	<u>197</u>	MOTION to Modify <i>Class Certification Order Consistent with Seventh Circuit Opinion</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 08/17/2017)

08/31/2017	<u>198</u>	RESPONSE in Opposition re <u>197</u> MOTION to Modify <i>Class Certification Order Consistent with Seventh Circuit Opinion</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 08/31/2017)
09/06/2017	<u>199</u>	Unopposed MOTION for Extension of Time to File Reply to September 15, 2017 re <u>197</u> MOTION to Modify <i>Class Certification Order Consistent with Seventh Circuit Opinion</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Proposed Order)(Waples, Richard) (Entered: 09/06/2017)
09/08/2017	<u>200</u>	ORDER granting Plaintiffs' <u>199</u> Motion for Extension of Time to File Reply to 9/15/2017 re <u>197</u> MOTION to Modify <i>Class Certification Order Consistent with Seventh Circuit Opinion</i> . Signed by Magistrate Judge Mark J. Dinsmore on 9/8/2017. (SWM) (Entered: 09/11/2017)
09/12/2017	<u>201</u>	CASE MANAGEMENT PLAN TENDERED, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF . (Overholt, Anthony) (Entered: 09/12/2017)
09/12/2017	<u>202</u>	MOTION for Pretrial Conference , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Setting PTC)(Overholt, Anthony) (Entered: 09/12/2017)
09/13/2017	<u>203</u>	ORDER granting Defendants' <u>202</u> Motion for Pretrial Conference. Telephonic Pretrial Conference set for 9/18/2017 at 3:00 PM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. Counsel shall attend the conference by calling the designated telephone number, to be provided by the Court via email generated by the Court's ECF system. Signed by Magistrate Judge Mark J. Dinsmore on 9/13/2017.(SWM) Modified on 9/15/2017 (GD). (Main Document 203 replaced on 9/15/2017) (GD). (Entered: 09/14/2017)
09/15/2017	<u>205</u>	<i>Proposed Scheduling Order</i> , CASE MANAGEMENT PLAN TENDERED, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS . (Waples, Richard) (Entered: 09/15/2017)
09/15/2017	<u>206</u>	REPLY in Support of Motion re <u>197</u> MOTION to Modify <i>Class Certification Order Consistent with Seventh Circuit Opinion</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 09/15/2017)
09/19/2017	<u>207</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Pretrial Conference held on 9/18/2017. Parties discussed status of & future plans for discovery. Approved Case Management Plan as amended [Dkts. <u>17</u> , <u>44</u> , <u>123</u> , & <u>173</u>] hereby amended as follows: Dispositive Motions due by 5/18/2018; Discovery due by 4/20/2018. Parties' Supplemental Joint Report on Status of Discovery due by 10/16/2017 & every 28th day thereafter. Telephonic Status Conference set for 10/18/2017 at 12:00 PM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. *SEE ORDER FOR ADDITIONAL DEADLINES & INFORMATION.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 09/19/2017)
09/19/2017	<u>208</u>	MOTION to Set a <i>Class Certification Hearing to Resolve Factual Disputes on Rule 23 Factors</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Setting Class Certification Hearing to Resolve Factual Disputes on Rule 23 Factors)(Overholt, Anthony) (Entered: 09/19/2017)
09/26/2017	<u>209</u>	RESPONSE in Opposition re <u>208</u> MOTION to Set a <i>Class Certification Hearing to Resolve Factual Disputes on Rule 23 Factors</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit Mullins Case, 7th Cir, # <u>2</u> Exhibit Young Case, 6th Cir)(Waples, Richard) (Entered: 09/26/2017)
10/03/2017	<u>210</u>	MOTION for Extension of Time to File Reply to 10/09/2017 re <u>208</u> MOTION to Set a <i>Class Certification Hearing to Resolve Factual Disputes on Rule 23 Factors</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION

		COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting EOT to file Reply in Support of Motion for Class Certification Hearing)(Overholt, Anthony) (Entered: 10/03/2017)
10/04/2017	<u>211</u>	NOTICE of Service of Discovery Requests, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 10/04/2017)
10/04/2017	<u>212</u>	ORDER granting Defendants' <u>210</u> Motion for Extension of Time to File Reply to 10/9/2017 re <u>208</u> MOTION to Set a Class Certification Hearing to Resolve Factual Disputes on Rule 23 Factors. Signed by Magistrate Judge Mark J. Dinsmore on 10/4/2017. (SWM) (Entered: 10/05/2017)
10/10/2017	<u>213</u>	REPLY in Support of Motion re <u>208</u> MOTION to Set a Class Certification Hearing to Resolve Factual Disputes on Rule 23 Factors , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 10/10/2017)
10/16/2017	<u>214</u>	REPORT Parties October 16, 2017 Joint Report on Status of Discovery by All Plaintiffs. (Young, John) (Entered: 10/16/2017)
10/18/2017	<u>216</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 10/18/2017. Parties discussed status of & future plans for discovery. Court confirmed stay lifted & matter reopened. Telephonic Status Conference set for 11/15/2017 at 5:00 PM (Eastern Time) to discuss status & parties' next Joint Report on Status of Discovery due 11/13/2017. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 10/18/2017)
10/26/2017	<u>217</u>	SCHEDULING ORDER – Final Pretrial Conference set for 2/14/2019 at 01:30 PM in room #349, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Richard L. Young. Jury Trial set for 2/25/2019 at 09:00 AM in room #349, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Richard L. Young. The court has allotted eight days for this trial. Signed by Judge Richard L. Young on 10/26/2017.(JRB) (Entered: 10/26/2017)
11/10/2017	<u>218</u>	EXHIBIT in Support of Motion re <u>208</u> MOTION to Set a Class Certification Hearing to Resolve Factual Disputes on Rule 23 Factors , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit A Defendants' Expert Report)(Overholt, Anthony) (Entered: 11/10/2017)
11/13/2017	<u>220</u>	STATUS REPORT Parties' Joint Status Report on Discovery, by All Plaintiffs. (Waples, Richard) (Entered: 11/13/2017)
11/15/2017	<u>221</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 11/15/2017. Parties discussed status of discovery. Telephonic Status Conference set for 12/14/2017 at 10:30 AM (Eastern Time) before Magistrate Judge Mark J. Dinsmore. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 11/17/2017)
12/11/2017	<u>222</u>	REPORT on Status of Discovery by All Plaintiffs. (Young, John) (Entered: 12/11/2017)
12/14/2017	<u>224</u>	ORDER denying Plaintiffs' <u>197</u> Motion to Amend Class Certification Order Consistent with Seventh Circuit Decision and GRANTING Defendants' <u>208</u> Request to set Class Certification Hearing. Class Certification Hearing is set for 2/16/2018 at 9:00 AM (Eastern Time) in room #349, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Richard L. Young. Signed by Judge Richard L. Young on 12/14/2017.(TMD) (Entered: 12/14/2017)
12/20/2017	<u>225</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 12/14/2017. Parties discussed status of & future plans for discovery. Telephonic Status Conference set for 1/10/2018 at 4:00 PM (Eastern Time) to discuss parties' next Supplemental Joint Report on Status of Discovery due 1/8/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 12/21/2017)

12/20/2017	<u>226</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Discovery Conference held on 12/20/2017. Parties discussed issues relating to deposition of Jon Padfield & discovery relating thereto; Plaintiffs were authorized to move to compel such discovery if necessary. Telephonic Status Conference set for 1/19/2018 at 1:30 PM (Eastern Time) to discuss any required modifications to hearing schedule in light of Plaintiffs' data production. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 12/21/2017)
01/08/2018	<u>228</u>	REPORT <i>on Status of Discovery</i> by All Plaintiffs. (Young, John) (Entered: 01/08/2018)
01/10/2018	<u>229</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 1/10/2018. Parties discussed status of & future plans for discovery. Telephonic Status Conference set for 2/7/2018 at 5:10 PM (Eastern Time) to discuss case status & parties' next supplemental joint report on status of discovery due 2/5/2018. Telephonic Status Conference set for 1/19/2018 [Dkt. <u>226</u> at 1-2] remains on calendar as scheduled. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 01/11/2018)
01/16/2018	<u>231</u>	NOTICE of Service of Discovery Requests, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 01/16/2018)
01/19/2018	<u>232</u>	MOTION for Extension of Time to March 5, 2018 to Disclose Experts, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 01/19/2018)
01/22/2018	<u>233</u>	SCHEDULING ORDER: This matter comes before the Court on <u>232</u> Plaintiffs' Verified Motion to Extend Time for Expert Disclosures. Response due 1/24/2018. Reply due 1/25/2018. Signed by Magistrate Judge Mark J. Dinsmore on 1/22/2018. (Entered: 01/22/2018)
01/24/2018	<u>234</u>	RESPONSE in Opposition re <u>232</u> MOTION for Extension of Time to March 5, 2018 to Disclose Experts , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit A – Dr. Robert Sandy Statement)(Overholt, Anthony) (Entered: 01/24/2018)
01/25/2018	<u>235</u>	REPLY in Support of Motion re <u>232</u> MOTION for Extension of Time to March 5, 2018 to Disclose Experts , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit Defs' Responses to Pls' RPD, # <u>2</u> Exhibit Defs' June 10, 2016 Letter re Discovery Issues, # <u>3</u> Exhibit Thamba to Judges and OD inmates)(Waples, Richard) (Entered: 01/25/2018)
01/26/2018	<u>236</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 1/19/2018. Parties discussed status of discovery & readiness for upcoming class certification hearing. Court VACATES 2/16/2018 hearing re class certification, to be rescheduled by separate order. Telephonic Status Conference set for 2/7/2018 remains on calendar as scheduled. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 01/26/2018)
01/29/2018	<u>237</u>	ORDER granting Plaintiffs' <u>232</u> Motion to extend time for expert disclosures. The Court hereby SUSPENDS the deadlines set forth in paragraphs II(C), III(G), (I), and (J), and IV(D) of the approved Case Management Plan as amended [Dkts. <u>17</u> , <u>44</u> , <u>123</u> , & <u>207</u>]. The parties are directed to notify the Court upon production by Defendant of the requested OMS data, at which time the Court will reset the deadlines set forth above (See Order). Signed by Magistrate Judge Mark J. Dinsmore on 1/29/2018. (SWM) (Entered: 01/29/2018)
01/30/2018	<u>238</u>	NOTICE of Providing Supplemental Data, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF (Overholt, Anthony) (Entered: 01/30/2018)
02/05/2018	<u>239</u>	REPORT <i>Parties Joint Report on Status of Discovery</i> by All Plaintiffs. (Attachments: # <u>1</u> Exhibit GTL response to non-party request for production)(Young, John) (Entered: 02/05/2018)

02/08/2018	<u>241</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 2/7/2018. Parties discussed status of discovery. Court & parties also discussed resetting remaining case management deadlines. Telephonic Status Conference set for 3/7/2018 at 4:30 PM (Eastern Time) to discuss case status, rescheduling remaining case management deadlines & parties' next supplemental joint report on status of discovery due 3/5/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 02/08/2018)
02/26/2018	<u>242</u>	RESPONSE to Discovery Request, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS.(Young, John) (Entered: 02/26/2018)
02/26/2018	<u>243</u>	***DUPLCIATE FILING OF <u>242</u> . PLEASE DISREGARD*** RESPONSE to Discovery Request, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS.(Young, John) Modified on 2/27/2018 (JRB). (Entered: 02/26/2018)
03/05/2018	<u>245</u>	REPORT <i>on Status of Discovery</i> by All Plaintiffs. (Attachments: # <u>1</u> Exhibit)(Young, John) (Entered: 03/05/2018)
03/12/2018	<u>246</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 3/7/2018. Parties discussed status of discovery. Court & parties further discussed case schedule & Court hereby amends approved Case Management Plan as amended [Dkts. <u>17</u> , <u>44</u> , <u>123</u> , <u>173</u> , <u>207</u> , & <u>237</u>]. Statement of Claims or Defenses due by 11/16/2018. Dispositive Motions due by 12/7/2018. Discovery due by 11/9/2018. Court does not anticipate any further enlargement of deadlines absent extraordinary circumstances. By 3/26/2018, parties shall move to continue trial. Telephonic Status Conference set for 4/9/2018 at 5:00 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 4/2/2018. *SEE ORDER FOR ALL DEADLINES.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 03/14/2018)
03/26/2018	<u>247</u>	Joint MOTION to Vacate <u>217</u> Scheduling Order , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 03/26/2018)
04/02/2018	<u>248</u>	REPORT <i>of Parties Regarding Status of Discovery</i> by All Plaintiffs. (Waples, Richard) (Entered: 04/02/2018)
04/09/2018	<u>250</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 4/9/2018. Parties discussed status of discovery. Telephonic Status Conference set for 5/2/2018 at 1:00 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 4/30/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 04/11/2018)
04/13/2018	<u>251</u>	NOTICE <i>of Service of Discovery Requests</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 04/13/2018)
04/16/2018	<u>252</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Discovery Conference held on 4/11/2018. Parties discussed issue that arose during deposition of Tim Clark. Court reminded parties of extremely limited circumstances under which deponent may be instructed not to answer question during a deposition, Fed. R. Civ. P. 30(c)(2), none of which appeared to apply in circumstances presented. Defendants' counsel agreed to provide to Plaintiffs' counsel all contact information for Beth Hallen, including but not limited to all telephone numbers, in possession of deponent Tim Clark. Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 04/16/2018)
04/30/2018	<u>254</u>	NOTICE <i>of Filing of Parties' 21st Joint Discovery Status Report</i> by All Plaintiffs (Waples, Richard) (Entered: 04/30/2018)
05/09/2018	<u>255</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 5/2/2018. Parties discussed status of discovery. Telephonic Status Conference set for 5/31/2018 at 8:30 AM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due

		5/29/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 05/10/2018)
05/25/2018	<u>256</u>	REPORT of Parties Regarding Status of Discovery by All Defendants. (Overholt, Anthony) (Entered: 05/25/2018)
05/31/2018	<u>258</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 5/31/2018. Parties discussed status of discovery. Telephonic Status Conference set for 6/29/2018 at 10:45 AM (Eastern Time) to discuss case status & parties' next Joint Report on Status of Discovery 6/27/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 05/31/2018)
06/01/2018	<u>259</u>	Unopposed MOTION for Continuance of June 29, 2018 Telephonic Status Conference, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Continuance of 6.29.18 Telephonic Status Conference)(Overholt, Anthony) (Entered: 06/01/2018)
06/08/2018	<u>260</u>	ORDER granting Defendants' <u>259</u> Motion for Continuance. Status Conference RESET for 7/2/2018 09:45 AM (Eastern Time) in Telephonic before Magistrate Judge Mark J. Dinsmore. All other requirements of the Court's order dated May 31, 2018 [Dkt. <u>258</u>] remain in effect. Signed by Magistrate Judge Mark J. Dinsmore on 6/8/2018.(SWM) (Entered: 06/11/2018)
06/21/2018	<u>261</u>	REPORT on Status of Discovery by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A – letter)(Young, John) (Entered: 06/21/2018)
07/02/2018	<u>263</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 7/2/2018. Parties discussed status of discovery. Telephonic Status Conference set for 7/20/2018 at 12:00 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 7/19/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 07/03/2018)
07/19/2018	<u>265</u>	REPORT on Status of Discovery by All Plaintiffs. (Young, John) (Entered: 07/19/2018)
07/20/2018	<u>266</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 7/20/2018. Parties discussed status of discovery. Telephonic Status Conference set for 8/17/2018 at 2:30 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 8/16/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 07/23/2018)
08/06/2018	<u>267</u>	NOTICE of Service of Expert Disclosures, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Waples, Richard) (Entered: 08/06/2018)
08/13/2018	<u>268</u>	REPORT on Status of Discovery by All Plaintiffs. (Young, John) (Entered: 08/13/2018)
08/17/2018	<u>270</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 8/17/2018. Parties discussed status of discovery. Telephonic Status Conference set for 9/12/2018 at 4:40 PM (Eastern Time) discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 9/10/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 08/21/2018)
09/07/2018	<u>271</u>	NOTICE of Service of Discovery Responses, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 09/07/2018)
09/10/2018	<u>272</u>	MOTION for Continuance , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Continuing 9.12.18 Telephonic Status Conference)(Overholt, Anthony) (Entered: 09/10/2018)

09/10/2018	<u>273</u>	REPORT <i>on Status of Discovery</i> by All Plaintiffs. (Young, John) (Entered: 09/10/2018)
09/11/2018	<u>274</u>	ORDER granting Defendants' <u>272</u> Motion for Continuance. Status Conference RESET for 9/17/2018 02:00 PM (Eastern Time) in Telephonic before Magistrate Judge Mark J. Dinsmore. All other requirements of the Court's order dated August 17, 2018 [Dkt. <u>270</u>] remains in effect. Signed by Magistrate Judge Mark J. Dinsmore on 9/11/2018.(SWM) (Entered: 09/11/2018)
09/17/2018	<u>276</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 9/17/2018. Parties discussed status of discovery. Telephonic Status Conference set for 10/10/2018 at 12:30 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 10/8/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 09/17/2018)
09/28/2018	<u>277</u>	Unopposed MOTION for Extension of Time to 12/31/18 <i>for Defendants to Submit Their Expert Reports</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Grating Defendants' Unopposed EOT to Submit Expert Reports)(Overholt, Anthony) (Entered: 09/28/2018)
10/01/2018	<u>278</u>	ORDER granting Defendants' <u>277</u> Motion for Extension of Time. The approved Case Management Plan is amended. Scheduling: Dispositive Motions due by 3/8/2019., Discovery due by 2/8/2019. On or before October 16, 2018, the parties shall move to continue the trial of this matter until in or after December, 2019. In light of this order, the portion of the parties' March 26, 2018 motion seeking to continue the trial of this matter [Dkt. <u>247</u>] is DENIED IN PART AS MOOT; the portion of that motion requesting that the Court schedule a class certification hearing remains pending. (See Order). Signed by Magistrate Judge Mark J. Dinsmore on 10/1/2018. (MAC) (Entered: 10/02/2018)
10/05/2018	<u>280</u>	NOTICE <i>of Parties' Joint Discovery Report</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Waples, Richard) (Entered: 10/05/2018)
10/15/2018	<u>281</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 10/10/2018. Parties discussed status of discovery. Telephonic Status Conference set for 11/7/2018 at 10:30 AM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 11/5/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 10/15/2018)
10/16/2018	<u>282</u>	Joint MOTION for Continuance <i>of Trial Date</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Continuance of Trial Date)(Overholt, Anthony) (Entered: 10/16/2018)
11/01/2018	<u>283</u>	REPORT <i>on Status of Discovery</i> by All Plaintiffs. (Young, John) (Entered: 11/01/2018)
11/07/2018	<u>285</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 11/7/2018. Parties discussed status of discovery. In light of parties' <u>282</u> Joint Motion to Continue Trial Date, parties' previous <u>247</u> Joint Motion to Vacate and Reset the Trial and to Set the Class Certification Hearing is DENIED AS MOOT. Telephonic Status Conference set for 12/5/2018 at 10:15 AM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 12/3/2018. To the extent Defendant has not received responses to its outstanding nonparty requests for production by that date, counsel for Defendant is requested to include in the report the date by which such responses have been promised, if any, and if no such date has been provided, counsel for Defendant is requested to provide call in information for the Court's status conference to counsel for the nonparty, along with the Court's request that said counsel participate in the call (if counsel for the nonparty declines to participate as requested, a separate conference will be scheduled and said counsel will be ordered to attend). Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 11/08/2018)

12/03/2018	<u>287</u>	Submission of <i>Parties' Joint Discovery Report No. 29</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 12/03/2018)
12/03/2018	288	ENTRY: Although President Trump has declared a federal holiday on Wednesday, December 5, 2018, to support a national day of mourning out of respect for the passing of former President George H.W. Bush, the Telephonic Status Conference set for 12/5/2018 at 10:15 AM in this matter will proceed as scheduled. SO ORDERED. By Magistrate Judge Mark J. Dinsmore on 12/3/2018. (GD) (Entered: 12/03/2018)
12/05/2018	<u>289</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 12/5/2018. Parties discussed status of discovery. Telephonic Status Conference set for 1/2/2019 at 5:00 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 12/31/2018. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 12/06/2018)
12/14/2018	<u>290</u>	ORDER granting <u>282</u> Motion for Continuance of Trial – The court sets this matter for hearing on Class Certification on MAY 9, 2019, at 2:45 p.m. Parties are ordered to appear before the Honorable Richard L. Young, in room 349 of the Birch Bayh Federal Building and United States Courthouse, Indianapolis, Indiana 46204. The final pretrial conference setting of 2/14/19 and trial date of 2/25/19 are VACATED. These matters will be set by separate order, when necessary. Signed by Judge Richard L. Young on 12/14/2018.(JRB) (Entered: 12/14/2018)
12/21/2018	<u>291</u>	Unopposed MOTION for Extension of Time to January 31, 2019 to <i>Submit Expert Reports</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order)(Overholt, Anthony) (Entered: 12/21/2018)
12/27/2018	<u>293</u>	REPORT on <i>Status of Discovery</i> by All Plaintiffs. (Young, John) (Entered: 12/27/2018)
01/02/2019	<u>294</u>	ORDER TO SHOW CAUSE: Anthony W. Overholt, counsel for Defendants, is hereby ordered to show cause why he failed to appear for the January 2, 2019 telephonic status conference [Dkts. [<u>289</u>] & [<u>292</u>] in this matter. Counsel shall have through and including, January 11, 2019 to respond to this order. Failure to respond to the Order to Show Cause may result in sanctions. Signed by Magistrate Judge Mark J. Dinsmore on 1/2/2018.(SWM) Modified on 1/3/2019 (SWM). (Entered: 01/03/2019)
01/02/2019	<u>295</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 1/2/2019. Defendants' counsel failed to appear. Plaintiffs' counsel reported on status of discovery. Court also discussed <u>291</u> Defendants' unopposed motion for an enlargement of time to serve Defendants' expert reports. That motion is hereby GRANTED. Approved Case Management Plan as amended [Dkts. <u>17</u> , <u>44</u> , <u>123</u> , <u>173</u> , <u>207</u> , <u>237</u> , <u>246</u> , & <u>278</u>] is hereby further amended. Dispositive Motions due by 5/3/2019. Discovery due by 4/5/2019. Telephonic Status Conference set for 1/24/2019 at 3:15 PM (Eastern Time) to discuss case status & parties' Supplemental Joint Report on Status of Discovery now due 1/22/2019 . *SEE ORDER FOR ALL AMENDED DEADLINES.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 01/04/2019)
01/04/2019	<u>296</u>	RESPONSE to <i>Rule to Show Cause (Verified)</i> , re <u>294</u> Order to Show Cause, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 01/04/2019)
01/07/2019	<u>297</u>	MARGINAL ENTRY re <u>296</u> Response to Rule to Show Cause. The Court's January 2, 2019 Order to Show Cause is hereby DISCHARGED. Signed by Magistrate Judge Mark J. Dinsmore on 1/7/2019.(SWM) (Entered: 01/07/2019)
01/22/2019	<u>299</u>	REPORT on <i>Status of Discovery</i> by All Plaintiffs. (Young, John) (Entered: 01/22/2019)
01/25/2019	<u>300</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 1/24/2019. Parties discussed status of discovery. Telephonic Status Conference set for 2/21/2019 at 5:00 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due

		2/19/2019. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 01/25/2019)
01/29/2019	<u>301</u>	MOTION for Extension of Time to March 15, 2019 <i>to Submit Expert Reports</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order)(Overholt, Anthony) (Entered: 01/29/2019)
01/31/2019	<u>302</u>	RESPONSE in Opposition re <u>301</u> MOTION for Extension of Time to March 15, 2019 <i>to Submit Expert Reports</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 01/31/2019)
01/31/2019	<u>303</u>	Witness List , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit A – Putative class members)(Young, John) (Entered: 01/31/2019)
01/31/2019	<u>304</u>	Exhibit List , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit A – Documents utilized in depositions)(Young, John) (Entered: 01/31/2019)
01/31/2019	<u>305</u>	MOTION for Extension of Time to February 4, 2019 <i>to File and Serve Final Witness and Exhibit Lists</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order)(Overholt, Anthony) (Entered: 01/31/2019)
02/04/2019	<u>306</u>	ORDER granting Defendants' <u>305</u> Motion for Extension of Time to File final witness and exhibit lists to 2/4/2019. Signed by Magistrate Judge Mark J. Dinsmore on 2/4/2019. (SWM) (Entered: 02/04/2019)
02/04/2019	<u>307</u>	Witness List <i>Final</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 02/04/2019)
02/04/2019	<u>308</u>	Exhibit List <i>Final</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 02/04/2019)
02/07/2019	<u>309</u>	REPLY in Support of Motion re <u>301</u> MOTION for Extension of Time to March 15, 2019 <i>to Submit Expert Reports</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit A – Rule 37.1 Letter)(Overholt, Anthony) (Entered: 02/07/2019)
02/13/2019	<u>310</u>	SCHEDULING ORDER: This cause comes before the Court on Defendants' Motion for Extension of Time to Submit Expert Report. [Dkt. 301.] This matter is set for a telephonic hearing on the above–noted motion on Tuesday, February 19, 2019 at 9:00 a.m. (Eastern). Counsel shall attend the hearing by calling the designated telephone number, to be provided by the Court via email generated by the Court's ECF system. Signed by Magistrate Judge Mark J. Dinsmore on 2/13/2019.(SWM) (Entered: 02/13/2019)
02/17/2019	<u>312</u>	Surreply re <u>301</u> MOTION for Extension of Time to March 15, 2019 <i>to Submit Expert Reports</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit Waples to Overholt, 2–12–19)(Waples, Richard) (Entered: 02/17/2019)
02/18/2019	<u>313</u>	NOTICE of Filing of Parties' Joint Discovery Report, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Waples, Richard) (Entered: 02/18/2019)
02/22/2019	<u>315</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference & Hearing held on 2/19/2019 re <u>301</u> Defendants' Motion for Extension of Time to Submit Expert Report. Court & parties discussed status of discovery. Defendants were authorized to file motion to compel with regard to all remaining discovery disputes between parties. Defendants shall file such motion to compel on or before February 26, 2019 ; Plaintiffs shall file any response to Defendants' motion to compel on or before March 5, 2019 ; and Defendants shall file

		any reply in support of their motion to compel on or before March 8, 2019 . Court heard argument from both parties re <u>301</u> Defendants' Motion for Extension of Time to Submit Expert Report. For reasons more fully set forth on record, Court hereby GRANTS IN PART & DENIES IN PART Defendants' Motion. Approved Case Management Plan as amended [<u>17</u> , <u>44</u> , <u>123</u> , <u>173</u> , <u>207</u> , <u>237</u> , <u>246</u> , <u>278</u> , & <u>295</u>] is hereby further amended. Statement of Claims or Defenses due by 5/24/2019. Dispositive Motions due by 6/14/2019. Discovery due by 5/17/2019. No further enlargement of case deadlines is expected. Court hereby VACATES 2/21/2019 Telephonic Status Conference. Telephonic Status Conference set for 3/21/2019 at 3:30 PM (Eastern Time) to discuss case status & parties' next Supplemental Report on Status of Discovery due 3/19/2019. *SEE ORDER FOR ALL AMENDED DEADLINES.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 02/25/2019)
02/25/2019	<u>314</u>	NOTICE of Service of Discovery Requests, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 02/25/2019)
02/26/2019	<u>316</u>	MOTION to Compel Production of Additional Expert Witness Materials, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 02/26/2019)
02/26/2019	<u>317</u>	BRIEF/MEMORANDUM in Support re <u>316</u> MOTION to Compel Production of Additional Expert Witness Materials , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 02/26/2019)
02/26/2019	<u>318</u>	Designation of Evidence re <u>316</u> MOTION to Compel Production of Additional Expert Witness Materials , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit A 8.6.18 Plaintiff's Disclosure of Expert Witnesses, # <u>2</u> Exhibit B. Excerpt of spreadsheet of alleged over-detentions produced in connection with Plaintiffs' Disclosure of Expert Witnesses, # <u>3</u> Exhibit C. 1.17.19 Transcript of the Deposition of Steven R. Henderson, # <u>4</u> Exhibit D. 1.31.19 Expert Report of Brian D'Andrade, # <u>5</u> Exhibit E. 11.6.18 Overholt Rule 37.1 letter to Plaintiffs' counsel, # <u>6</u> Exhibit F. 1.28.19 Overholt Rule 37.1 letter to Plaintiffs' counsel, # <u>7</u> Exhibit G. 2.12.19 Waples response to 1.28.19 Rule 37.1 letter)(Overholt, Anthony) (Entered: 02/26/2019)
03/05/2019	<u>319</u>	RESPONSE in Opposition re <u>316</u> MOTION to Compel Production of Additional Expert Witness Materials , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 03/05/2019)
03/06/2019	<u>320</u>	SCHEDULING ORDER: This matter comes before the Court on Defendants' Motion to Compel Production of Additional Expert Witness Materials. [Dkt. <u>316</u> .] This matter is set for a telephonic hearing on the above-noted motion on Monday, March 11, 2019 at 1:00 p.m. (Eastern). Counsel shall attend the hearing by calling the designated telephone number, to be provided by the Court via email generated by the Court's ECF system. Signed by Magistrate Judge Mark J. Dinsmore on 3/6/2019.(SWM) (Entered: 03/07/2019)
03/08/2019	<u>322</u>	REPLY in Support of Motion re <u>316</u> MOTION to Compel Production of Additional Expert Witness Materials , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit A – 3.6.19 email to Plaintiff's Counsel, # <u>2</u> Exhibit B – 3.7.18 Response from Plaintiff's Counsel)(Overholt, Anthony) (Entered: 03/08/2019)
03/11/2019	<u>323</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Hearing held on 3/11/2019 re <u>316</u> Defendants' Motion to Compel Production of Additional Expert Witness Materials. Subsequent to filing of motion, Plaintiffs produced information requested. Accordingly, Defendants' motion is GRANTED. In light of additional production, Defendants orally requested adjustment of case management deadlines; that request was granted over Plaintiffs' objection. Approved Case Management Plan as amended [Dkts. <u>17</u> , <u>44</u> , <u>123</u> , <u>173</u> , <u>207</u> , <u>237</u> , <u>246</u> , <u>278</u> , <u>295</u> , & <u>315</u>] is hereby further amended. Statement of Claims or Defenses

		due by 6/7/2019. Dispositive Motions due by 6/28/2019. Discovery due by 5/31/2019. No further enlargement of the case deadlines is expected. Telephonic Status Conference set for 3/21/2019 is hereby CONTINUED to 3/27/2019 at 11:15 AM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery now due 3/25/2019 . *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 03/11/2019)
03/25/2019	<u>325</u>	NOTICE of Parties' Joint Discovery Report No. 33, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Waples, Richard) (Entered: 03/25/2019)
03/25/2019	<u>326</u>	REPORT on Status of Discovery by All Plaintiffs. (Young, John) (Entered: 03/25/2019)
03/27/2019	<u>327</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 3/27/2019. Parties discussed status of discovery. Telephonic Status Conference set for 4/24/2019 at 1:45 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 4/22/2019. *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 03/27/2019)
04/03/2019	<u>328</u>	Exhibit List (<i>Supplement</i>), filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Young, John) (Entered: 04/03/2019)
04/08/2019	<u>329</u>	MOTION for Continuance of May 9th Class Certification Hearing, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Continuing 5.9.19 Class Certification Hearing)(Overholt, Anthony) (Entered: 04/08/2019)
04/16/2019	<u>330</u>	ORDER granting <u>329</u> Motion for Continuance – IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the May 9, 2019 Class Certification Hearing is hereby continued to the 11th day of JULY, 2019, at 2:30 P.M. in Courtroom #349. Signed by Judge Richard L. Young on 4/16/2019.(JRB) (Entered: 04/16/2019)
04/18/2019	<u>331</u>	Exhibit List (<i>Second Supplement</i>), filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Young, John) (Entered: 04/18/2019)
04/21/2019	<u>332</u>	NOTICE of Parties' April 22, 2019 Joint Report on the Status of Discovery, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Waples, Richard) (Entered: 04/21/2019)
04/24/2019	<u>335</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 4/24/2019. Parties discussed status of discovery. At request & with agreement of parties, Court further amends approved Case Management Plan as amended [Dkts. <u>17</u> , <u>44</u> , <u>123</u> , <u>173</u> , <u>207</u> , <u>237</u> , <u>246</u> , <u>278</u> , <u>295</u> , <u>315</u> , & <u>323</u>]. Statement of Claims or Defenses due by 6/14/2019. Discovery due by 6/14/2019. Telephonic Status Conference set for 5/22/2019 at 4:30 PM (Eastern Time) to discuss case status & parties' next Supplemental Joint Report on Status of Discovery due 5/20/2019. *SEE ORDER FOR ALL AMENDED DEADLINES.* Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 04/29/2019)
04/26/2019	<u>334</u>	NOTICE of Service of Discovery Request, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS (Young, John) (Entered: 04/26/2019)
05/17/2019	<u>336</u>	REPORT on Status of Discovery by All Plaintiffs. (Young, John) (Entered: 05/17/2019)
05/23/2019	<u>338</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephonic Status Conference held on 5/22/2019. Parties discussed status of discovery. Conference concluded without further order. Signed by Magistrate Judge Mark J. Dinsmore. (GD) (Entered: 05/24/2019)
06/04/2019	<u>339</u>	Exhibit List <i>Defendants' Supplemental Final</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY

		SHERIFF. (Overholt, Anthony) (Entered: 06/04/2019)
06/15/2019	<u>340</u>	Statement of Claims by All Plaintiffs. (Waples, Richard) (Entered: 06/15/2019)
06/17/2019	<u>341</u>	Statement of Claims and Defenses by CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 06/17/2019)
06/25/2019	<u>342</u>	Unopposed MOTION for Leave to File Excess Pages on Summary Judgment Brief, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 06/25/2019)
06/25/2019	<u>343</u>	MOTION for Leave to File Excess Pages on Summary Judgment Brief, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Leave to File Oversized Summary Judgment Brief)(Overholt, Anthony) (Entered: 06/25/2019)
06/26/2019	<u>344</u>	ORDER: This matter comes before the Court on the parties' unopposed motions to file oversized briefs in support of their motions for summary judgment. [Dkts. <u>342</u> & <u>343</u> .] The Court, being duly advised, and mindful of Lord Polonius' admonition that "brevity is the soul of wit," WILLIAM SHAKESPEARE, HAMLET act 2, sc. 2, hereby GRANTS the motions. The parties are permitted to file briefs in support of their motions for summary judgment in excess of the page limits established in Local Rule 7-1(e)(1), not to exceed 50 pages. Signed by Magistrate Judge Mark J. Dinsmore on 6/26/2019. (SWM) (Entered: 06/26/2019)
06/28/2019	<u>345</u>	MOTION for Summary Judgment , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 06/28/2019)
06/28/2019	<u>346</u>	AFFIDAVIT in Support of Motion re <u>345</u> MOTION for Summary Judgment <i>Second Declaration of James Martin</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 06/28/2019)
06/28/2019	<u>347</u>	AFFIDAVIT in Support of Motion re <u>345</u> MOTION for Summary Judgment <i>Third Declaration of Derek Peterson</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 06/28/2019)
06/28/2019	<u>348</u>	Designation of Evidence re <u>345</u> MOTION for Summary Judgment <i>Exhibits 1-20</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit 1 Cited Portions of Thamba Deposition, # <u>2</u> Exhibit 2 Cited Portions of Dezelan Deposition, # <u>3</u> Exhibit 3 MCSO-E000150264, # <u>4</u> Exhibit 4 MSCO-R0057, # <u>5</u> Exhibit 5 MCSO-N0000001527, # <u>6</u> Exhibit 6 MCSO-N0000001237, # <u>7</u> Exhibit 7 Sheriff000776, # <u>8</u> Exhibit 8 MCSO-N000000981, # <u>9</u> Exhibit 9 MCSO-R0000002, # <u>10</u> Exhibit 10 Cited Portions of Nelson Deposition, # <u>11</u> Exhibit 11 Cited Portions of Thornsberry Deposition, # <u>12</u> Exhibit 12 MCSO-N000000530, # <u>13</u> Exhibit 13 MCSO-N000000198, # <u>14</u> Exhibit 14 MCSO N000000198 attachment, # <u>15</u> Exhibit MCSO N000000531, # <u>16</u> Exhibit MCSO N000000487, # <u>17</u> Exhibit MCSO-N000000472 Attachment, # <u>18</u> Exhibit 18 MCSO-N000000479, # <u>19</u> Exhibit 19 MCSO-T0000007, # <u>20</u> Exhibit 20 MCSO-N0000000364 Attachment)(Overholt, Anthony) (Entered: 06/28/2019)
06/28/2019	<u>349</u>	MOTION for Summary Judgment <i>Partial</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 06/28/2019)
06/28/2019	<u>350</u>	BRIEF/MEMORANDUM in Support re <u>349</u> MOTION for Summary Judgment <i>Partial</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 06/28/2019)
06/28/2019	<u>351</u>	Designation of Evidence re <u>349</u> MOTION for Summary Judgment <i>Partial</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit 1. Expert Report by

		Richard G. Kiekbusch, Ph.D., # <u>2</u> Exhibit 2. Justice Delayed, Report on Marion County Jail Inmate Release Times, by Robert Sandy, Steven Henderson, and Alison Shine, Aug. 6, 2018, # <u>3</u> Exhibit 3. Expert Report by Brian DAndrade, Jan. 31, 2019, # <u>4</u> Exhibit 4. Supplement to Expert Report by Brian DAndrade, April 12, 2019, # <u>5</u> Exhibit 5. Plaintiffs Supplemental Expert Disclosure, Experts Response to DAndrade Reports by Robert Sandy and Steven Henderson, May 10, 2019, # <u>6</u> Exhibit 6. Audit: Marion County inmates being held hours, sometimes days after posting bond, by Russ McQuaid with Fox 59, # <u>7</u> Exhibit 7. Email, Thamba to Marion County Criminal Courts, Nov. 21, 2017, # <u>8</u> Exhibit 8. BSC Sheriff Findings as of 5/12/2015 by the City of Indianapolis Information Services Agency, # <u>9</u> Exhibit 9. Defendants Responses to Plaintiffs Twelfth Request for Production to Defendants Marion County Sheriff and City of Indianapolis, # <u>10</u> Exhibit 10. Emails: Young to Overholt, Jan 9, 2019; Overholt to Young, Jan. 21, 2019, # <u>11</u> Exhibit 11. Request for Proposal RFP-33SHF-130, # <u>12</u> Exhibit 12. Supplemental OMS Data, Jan. 26, 2018, # <u>13</u> Exhibit 13. Inmate Releases, Marion County Criminal Courts, Nov. 17, 2017, # <u>14</u> Exhibit 14. Declaration of Martin Murphy, # <u>15</u> Exhibit 15. Deposition of Rachel Coss, pages 8-12, 14, 17, # <u>16</u> Exhibit 16. Deposition of Brian DAndrade, pages 19-21, 25, # <u>17</u> Exhibit 17. Deposition of Louis Dezelan, page 10, # <u>18</u> Exhibit 18. Deposition of Byron Frierson, pages 7-10, # <u>19</u> Exhibit 19. Deposition of Gerry Gabler, pages 25, 31, # <u>20</u> Exhibit 20. Deposition of Steven Henderson, pages 20, 28, 38, 40, # <u>21</u> Exhibit 21. Deposition of Jim Nelson, pages 44-45, # <u>22</u> Exhibit 22. Deposition of Jon Padfield, Depo. II, pages 4-26, 30-32, 35-39, # <u>23</u> Exhibit 23. OMS Functional Limitations Inmate Booking (Depo. Exhibit 53), # <u>24</u> Exhibit 24. OMS Functional Limitations Inmate Releases (Depo. Exhibit 135), # <u>25</u> Exhibit 25. Deposition of Derek Peterson, pages 21, 58, 63, 69, # <u>26</u> Exhibit 26. Deposition of Robert Sandy, Depo II, pages 36-37, 41, # <u>27</u> Envelope 27. Deposition of Amitav Thamba, pages 4, 10, 23-24, 37, # <u>28</u> Exhibit 28. Deposition of Rick Thomas, pages 16-18, # <u>29</u> Exhibit 29. Deposition of Marvin Thornsberry, pages 3)(Waples, Richard) (Entered: 06/28/2019)
06/28/2019	<u>352</u>	Designation of Evidence re <u>345</u> MOTION for Summary Judgment <i>Part 2</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit 21 MCSO N000000504, # <u>2</u> Exhibit 22 MCSO N0000001351, # <u>3</u> Exhibit 24 MCSO N000000365 Attachment 2, # <u>4</u> Exhibit 26 CHDRV001163, # <u>5</u> Exhibit 27 MCSO N000000386, # <u>6</u> Exhibit 28 MCSO N000000698, # <u>7</u> Exhibit 29 MCSO N000000698 Attachment, # <u>8</u> Exhibit 30 MCSO N000000429, # <u>9</u> Exhibit 31 CHDRV001353, # <u>10</u> Exhibit 32 MCSO N000000358, # <u>11</u> Exhibit 34 MCSO N000000382, # <u>12</u> Exhibit 35 MCSO N000000506, # <u>13</u> Exhibit 36 CHDRV000145, # <u>14</u> Exhibit 37 MCSO N000000381, # <u>15</u> Exhibit 38 MCSO N00902, # <u>16</u> Exhibit 39 CHDRV000674, # <u>17</u> Exhibit 40 CHDRV001357, # <u>18</u> Exhibit 41 MCSO N000000470)(Overholt, Anthony) (Entered: 06/28/2019)
06/28/2019	<u>353</u>	Designation of Evidence re <u>345</u> MOTION for Summary Judgment <i>Part 3</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit 42MCSO N000000489, # <u>2</u> Exhibit 43 MCSO-R000001, # <u>3</u> Exhibit 44 MCSO N000000372 Attachment, # <u>4</u> Exhibit 45 MCSO N000000367, # <u>5</u> Exhibit 46 MCSO N000000511, # <u>6</u> Exhibit 47 MCSO N000000739, # <u>7</u> Exhibit 48 MCSO N000000512, # <u>8</u> Exhibit 49 MCSO N000000371, # <u>9</u> Exhibit 50 MCSO T00000034, # <u>10</u> Exhibit 51 MCSO N000000271, # <u>11</u> Exhibit 52 Cited Portions of Wood Deposition, # <u>12</u> Exhibit 53 MCSO T000000115, # <u>13</u> Exhibit 54 MCSO T0000002, # <u>14</u> Exhibit 55 MCSO R0000012, # <u>15</u> Exhibit 56 MCSO R0000049, # <u>16</u> Exhibit 57 MCSO R00064, # <u>17</u> Exhibit 58 MCSO 13th 000148, # <u>18</u> Exhibit 59 MCSO-13th 000151, # <u>19</u> Exhibit 60 MCSO 13th 00042, # <u>20</u> Exhibit 61 MCSO 13th 00060)(Overholt, Anthony) (Entered: 06/28/2019)
06/28/2019	<u>354</u>	BRIEF/MEMORANDUM in Support re <u>345</u> MOTION for Summary Judgment , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 06/28/2019)
07/01/2019	<u>355</u>	Designation of Evidence re <u>345</u> MOTION for Summary Judgment <i>Part 4</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit 23

		MCSO-N000000365, # <u>2</u> Exhibit 26 MCSO-P002564, # <u>3</u> Exhibit 33 MCSO-P002554)(Overholt, Anthony) (Entered: 07/01/2019)
07/02/2019	<u>356</u>	MOTION to Amend/Correct <i>File Three Exhibits Instantly and for Leave to File Amended Summary Judgment Memorandum</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit A Amended Summary Judgment Brief, # <u>2</u> Text of Proposed Order Granting Leave to File Three Exhibits Instantly and to File Amended Summary Judgment Memorandum)(Overholt, Anthony) (Entered: 07/02/2019)
07/22/2019	<u>357</u>	Joint MOTION for Extension of Time to File Response to 08/23/2019 re <u>349</u> MOTION for Summary Judgment <i>Partial</i> , <u>345</u> MOTION for Summary Judgment , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order)(Overholt, Anthony) (Entered: 07/22/2019)
07/23/2019	<u>358</u>	ORDER granting Defendants' <u>356</u> Motion to File Three Exhibits Instantly and for Leave to File Amended Summary Judgment Memorandum. On or before July 26, 2019, Defendants shall file their three exhibits instantly and an amended summary judgment brief containing the citations to the filing numbers for the three exhibits, all of which shall be deemed filed as of June 28, 2019. Signed by Magistrate Judge Mark J. Dinsmore on 7/23/2019. (SWM) (Entered: 07/23/2019)
07/23/2019	<u>359</u>	ORDER granting Parties' <u>357</u> Joint Motion for Extension of Time to File Response to 8/23/2019 re <u>345</u> MOTION for Summary Judgment and <u>349</u> MOTION for Summary Judgment <i>Partial</i> . Signed by Magistrate Judge Mark J. Dinsmore on 7/23/2019.(SWM) (Entered: 07/23/2019)
07/24/2019	<u>360</u>	SCHEDULING ORDER: The court, having previously vacated the hearing setting of 7/11/19 now RESETS this matter for Class Certification Hearing on AUGUST 19, 2019, at 3:00 p.m. Parties are ordered to appear before the Honorable Richard L. Young, in room 349 of the Birch Bayh Federal Building and United States Courthouse, Indianapolis, Indiana 46204. Signed by Judge Richard L. Young on 7/24/2019.(JRB) (Entered: 07/24/2019)
07/29/2019	<u>361</u>	MOTION to <i>Exclude Plaintiffs' Experts</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit 1 – Deposition of A. Shine, # <u>2</u> Exhibit 2 – Defendants' First Interrogatories and Request for Production of Expert Witness Materials, # <u>3</u> Exhibit 3 – Plaintiffs Response to First Interrogatories and Request for Production of Expert Witness Materials, # <u>4</u> Exhibit 4 – R. Waples' email to A. Overholt, # <u>5</u> Exhibit 5 – June 7, 2019 Correspondence, # <u>6</u> Exhibit 6 – Deposition of B. D'Andrade, # <u>7</u> Exhibit 7– Deposition of R. Sandy, # <u>8</u> Exhibit 8 – MCSO R00069, # <u>9</u> Exhibit 9 – MCSO-N00000075, # <u>10</u> Exhibit 10 – CHDRV000589, # <u>11</u> Exhibit 11 – CHDRV000739, # <u>12</u> Exhibit 12 – MCSO-N000001602, # <u>13</u> Exhibit 13 – Sheriff_000191, # <u>14</u> Exhibit 14 – MCSO-R000046, # <u>15</u> Exhibit 15 – Excerpt from Henderson Spreadsheet 09-06-14)(Overholt, Anthony) (Entered: 07/29/2019)
07/29/2019	<u>362</u>	BRIEF/MEMORANDUM in Support re <u>361</u> MOTION to <i>Exclude Plaintiffs' Experts and in Opposition of Plaintiffs' Motion for Class Certification Regarding Computer Issues</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 07/29/2019)
08/02/2019	<u>363</u>	MOTION for Extension of Time to File Response to August 26, 2019 re <u>361</u> MOTION to <i>Exclude Plaintiffs' Experts and for Continuance of Hearing on Class Certification</i> , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Young, John) (Entered: 08/02/2019)
08/06/2019	<u>364</u>	ORDER granting <u>363</u> Motion for Extension of Time to File Response to <u>361</u> MOTION to <i>Exclude Plaintiffs' Experts</i> to 8/26/19. The class certification hearing scheduled for August 19, 2019 is hereby VACATED. The Courtroom Deputy will contact counsel to reschedule the hearing. Signed by Judge Richard L. Young on 8/6/2019. (JRB) (Entered: 08/06/2019)

08/13/2019	<u>365</u>	SCHEDULING ORDER: The Class Certification hearing set August 19, 2019 was VACATED and is now RESET to OCTOBER 9, 2019 at 3:00 p.m. in Room 349 of the Birch Bayh Federal Building and United States Courthouse, Indianapolis, Indiana 46204. Signed by Judge Richard L. Young on 8/13/2019.(JRB) (Entered: 08/13/2019)
08/16/2019	<u>366</u>	Unopposed MOTION for Extension of Time to File Response to September 2, 2019 re <u>361</u> MOTION to Exclude Plaintiffs' Experts , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 08/16/2019)
08/19/2019	<u>367</u>	ORDER granting Plaintiffs' <u>366</u> Motion for Extension of Time to File Response to 9/3/2019 re <u>361</u> MOTION to Exclude Plaintiffs' Experts Reply Deadline as to <u>361</u> MOTION to Exclude Plaintiffs' Experts due by 9/10/2019. Signed by Magistrate Judge Mark J. Dinsmore on 8/19/2019.(SWM) (Entered: 08/20/2019)
08/23/2019	<u>368</u>	MOTION to Exclude Plaintiffs' Expert Richard Kiekbusch, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 08/23/2019)
08/23/2019	<u>369</u>	BRIEF/MEMORANDUM in Support re <u>368</u> MOTION to Exclude Plaintiffs' Expert Richard Kiekbusch , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 08/23/2019)
08/23/2019	<u>370</u>	RESPONSE in Opposition re <u>349</u> MOTION for Summary Judgment <i>Partial</i> , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit 01 MCSO-E00298810, # <u>2</u> Exhibit 02 MCSO-N000001208 (1), # <u>3</u> Exhibit 03 MCSO-N000001207(1), # <u>4</u> Exhibit 04 MCSO-E00161371, # <u>5</u> Exhibit 05 MCSO-E00160100, # <u>6</u> Exhibit 06 Declaration of Terri Blakeman, # <u>7</u> Exhibit 07 March & April, 2013 Superior Court Executive Committee Minutes, # <u>8</u> Exhibit 08 6.24.19 email from Thamba to IT Department Staff, # <u>9</u> Exhibit 9 Declaration of Angela Grider, # <u>10</u> Exhibit 10 Cited Portions of the Declaration of Jon Padfield, # <u>11</u> Exhibit 11 Declaration of James Bradley, # <u>12</u> Exhibit 12 Cited Portions of the Deposition of James Bradley, # <u>13</u> Exhibit 13 MCSO-T00000112, # <u>14</u> Exhibit 14 6.26.13 email from V. Anderson re Odyssey Criminal Conversion, # <u>15</u> Exhibit 15 Sheriff_002405, # <u>16</u> Exhibit 16 Declaration of Ken Clark)(Overholt, Anthony) (Entered: 08/23/2019)
08/23/2019	<u>371</u>	RESPONSE in Opposition re <u>345</u> MOTION for Summary Judgment , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 08/23/2019)
08/23/2019	<u>372</u>	Designation of Evidence re <u>371</u> Response in Opposition to Motion , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit Layton Depo Excerpts, # <u>2</u> Exhibit Layton Depo Exhibit 12, Marion County Sheriff Sued for Illegal Detentions, Ind. Lawyer, Dec. 22, 2014, # <u>3</u> Exhibit Martin Depo Excerpts, # <u>4</u> Exhibit Nelson Depo Excerpts, # <u>5</u> Exhibit T. Wood Depo Excerpts, # <u>6</u> Exhibit Depo. Exhibit 239 Email Thamba to Fahey, # <u>7</u> Exhibit Rachel Coss Affidavit, # <u>8</u> Exhibit Shofner Jail Commitment Sentencing Order, # <u>9</u> Exhibit Shofner CCS, # <u>10</u> Exhibit Transcript of Shofner GP & Sentencing)(Waples, Richard) Modified to add link to <u>345</u> on 8/26/2019 (TMB). (Entered: 08/23/2019)
08/30/2019	<u>373</u>	Joint MOTION for Extension of Time to File Reply to 09/27/2019 re <u>349</u> MOTION for Summary Judgment <i>Partial</i> , <u>345</u> MOTION for Summary Judgment , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Joint Motion for Extension of Time to File Summary Judgment Replies)(Overholt, Anthony) (Entered: 08/30/2019)
09/03/2019	<u>374</u>	ORDER granting <u>373</u> Motion for Extension of Time to File Reply to 9/27/2019 re <u>345</u> MOTION for Summary Judgment , <u>349</u> MOTION for Summary Judgment <i>Partial</i> . No further enlargement of this deadline will be granted. Signed by Magistrate Judge Mark J. Dinsmore on 9/3/2019. (MAC) (Entered: 09/03/2019)

09/03/2019	<u>375</u>	RESPONSE in Opposition re <u>361</u> MOTION to Exclude Plaintiffs' Experts , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 09/03/2019)
09/03/2019	<u>376</u>	Designation of Evidence re <u>375</u> Response in Opposition to Motion , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit 1 Depo of Alison Shine Excerpts, # <u>2</u> Exhibit 2 Depo of Brian D'Andrade Excerpts, # <u>3</u> Exhibit 3 Depo of Rachel Coss Excerpts, # <u>4</u> Exhibit 4 Depo of Sandy II Excerpts, # <u>5</u> Exhibit 5 Deposition of Steven Henderson, # <u>6</u> Exhibit 6 Affidavit of Steven Henderson, # <u>7</u> Exhibit 7 Affidavit of Kathryn Ziegler, # <u>8</u> Exhibit 8 Parties' Joint Discovery Rpts, Magistrate's Entries, # <u>9</u> Exhibit 9 D'Andrade Invoices, # <u>10</u> Exhibit 10 Correspondence, Waples to Overholt, Sept. 3, 2019)(Waples, Richard) (Entered: 09/03/2019)
09/05/2019	<u>377</u>	Unopposed MOTION for Extension of Time to File Reply to 09/20/2019 re <u>368</u> MOTION to Exclude Plaintiffs' Expert Richard Kiekbusch , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Granting Unopposed Motion for Extension of Time to File Reply in Support of Motion to Exclude Experts)(Overholt, Anthony) (Entered: 09/05/2019)
09/06/2019	<u>378</u>	RESPONSE in Opposition re <u>368</u> MOTION to Exclude Plaintiffs' Expert Richard Kiekbusch , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 09/06/2019)
09/06/2019	<u>379</u>	ORDER granting Defendants' <u>377</u> Motion for Extension of Time to File Reply to 9/20/2019 re <u>368</u> MOTION to Exclude Plaintiffs' Expert Richard Kiekbusch. No further enlargement of this deadline will be granted. Signed by Magistrate Judge Mark J. Dinsmore on 9/6/2019. (SWM) (Entered: 09/06/2019)
09/12/2019	<u>380</u>	REPLY in Support of Motion re <u>368</u> MOTION to Exclude Plaintiffs' Expert Richard Kiekbusch , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit 1 – Hanson v. Baxter Cty, Ark.)(Overholt, Anthony) (Entered: 09/12/2019)
09/20/2019	<u>381</u>	REPLY in Support of Motion re <u>361</u> MOTION to Exclude Plaintiffs' Expert Richard Kiekbusch , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Exhibit 1 – 2019 May 17 Sandy Dep 11–12, # <u>2</u> Exhibit 2 – Pltfs exh Roembke–72 (Shofner), # <u>3</u> Exhibit 3 – 2018–08–01 Verified Data (SHO excerpt), # <u>4</u> Exhibit 4 – Sep 2019 Boyd–Shine add'l emails prod, # <u>5</u> Exhibit 5 – MCSO–R00064, # <u>6</u> Exhibit 6 – 2019 May 17 Sandy Depo 59, # <u>7</u> Exhibit 7 – MCSO–T00000002, # <u>8</u> Exhibit 8 – 2018–08–01 Verified Data (Clayton excerpt))(Overholt, Anthony) Modified on 9/20/2019 (JRB). (Entered: 09/20/2019)
09/26/2019	<u>382</u>	MOTION for Leave to File an Oversized Reply Brief in Support of Partial Summary Judgment, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 09/26/2019)
09/27/2019	<u>383</u>	ORDER granting <u>382</u> Plaintiffs' Motion to File. Plaintiffs are permitted to file a reply brief in support of their motion for partial summary judgment in excess of the page limits established in Local Rule 7–1(e)(1), not to exceed 30 pages . *SEE ORDER.* Signed by Magistrate Judge Mark J. Dinsmore on 9/27/2019. (GD) (Entered: 09/27/2019)
09/27/2019	<u>384</u>	REPLY in Support of Motion re <u>345</u> MOTION for Summary Judgment , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 09/27/2019)
09/27/2019	<u>385</u>	REPLY in Support of Motion re <u>349</u> MOTION for Summary Judgment Partial , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 09/27/2019)
09/27/2019	<u>386</u>	Designation of Evidence re <u>385</u> Reply in Support of Motion for Partial Summary Judgment, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL

		DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Exhibit 1 Depo. of James Bradley Excerpts, # <u>2</u> Exhibit 2 Depo. of Louis Dezelan Excerpt, # <u>3</u> Exhibit 3 Depo. of James Martin Excerpts, # <u>4</u> Exhibit 4 Depo. of Jon Padfield I Excerpts, # <u>5</u> Exhibit 5 Depo. of Derek Peterson Excerpts, # <u>6</u> Exhibit 6 Depo. of Amitav Thamba Excerpts, # <u>7</u> Exhibit 7 Second Declaration of Barbara Thompson, # <u>8</u> Exhibit 8 Purdue Professor to aid MCJ – Indy Star article, # <u>9</u> Exhibit 9 Defendants Privilege Log, # <u>10</u> Exhibit 10 Inmate Telephone Service, FCC)(Waples, Richard) (Entered: 09/27/2019)
09/27/2019	<u>387</u>	Surreply re <u>361</u> MOTION to Exclude Plaintiffs' Experts , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 09/27/2019)
10/21/2019	<u>388</u>	NOTICE of Supplemental Authority, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF (Overholt, Anthony) (Entered: 10/21/2019)
10/22/2019	<u>389</u>	NOTICE of Plaintiffs' Response to Defs' Subm of Suppl Authority, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS, re <u>388</u> Notice (Other). (Attachments: # <u>1</u> Exhibit Levy v. Marion County Sheriff) (Waples, Richard) (Entered: 10/22/2019)
11/05/2019	<u>390</u>	ENTRY ON PLAINTIFFS' MOTION FOR CLASS CERTIFICATION – The court GRANTS Plaintiffs' Motion for Class Certification <u>71</u> with respect to the following classes:1) the Sheriff's practice of operating under a standard allowing up to 72 hours to release prisoners who are ordered released; and 2) the Sheriff's practice of employing a computer system inadequate for the purposes intended with respect to the timely release of prisoners. SEE ORDER. Signed by Judge Richard L. Young on 11/5/2019. (JRB) (Entered: 11/05/2019)
11/20/2019	391	Notice of Docketing from 7th Circuit Court of Appeals – Case No. 19–8021 assigned to Petition for Permission to Appeal Class Certification Order filed with the 7th Circuit by Defendants MARION COUNTY SHERIFF and CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY. (LBT) (Entered: 11/20/2019)
01/13/2020	<u>392</u>	USCA Order (#19–8021) – IT IS FINALLY ORDERED that the petition for permission to appeal, filed by MARION COUNTY SHERIFF, et al, is DENIED. (LBT) (Entered: 01/14/2020)
01/22/2020	<u>393</u>	MOTION to Approve Form of Class Notice and Opt–Out Form and to Set Date to Opt–Out, filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 01/22/2020)
02/05/2020	<u>394</u>	RESPONSE in Opposition re <u>393</u> MOTION to Approve Form of Class Notice and Opt–Out Form and to Set Date to Opt–Out , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 02/05/2020)
02/10/2020	<u>395</u>	REPLY in Support of Motion re <u>393</u> MOTION to Approve Form of Class Notice and Opt–Out Form and to Set Date to Opt–Out , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Attachments: # <u>1</u> Text of Proposed Order)(Waples, Richard) (Entered: 02/10/2020)
03/03/2020	<u>396</u>	MOTION for Daubert Evidentiary Hearing, filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Attachments: # <u>1</u> Text of Proposed Order Setting Daubert Evidentiary Hearing)(Overholt, Anthony) (Entered: 03/03/2020)
03/04/2020	<u>397</u>	RESPONSE in Opposition re <u>396</u> MOTION for Daubert Evidentiary Hearing , filed by Plaintiffs MICHAEL BOYD, TERRY CLAYTON, MICHAEL DRIVER, ROY SHOFNER, NICHOLAS SWORDS. (Waples, Richard) (Entered: 03/04/2020)
03/11/2020	<u>398</u>	REPLY in Support of Motion re <u>396</u> MOTION for Daubert Evidentiary Hearing , filed by Defendants CONSOLIDATED CITY OF INDIANAPOLIS AND MARION COUNTY, MARION COUNTY SHERIFF. (Overholt, Anthony) (Entered: 03/11/2020)

04/29/2020	<u>399</u>	ORDER granting in part and denying in part <u>368</u> Motion to Exclude Plaintiffs' Expert Richard Kiekbusch – SEE ORDER. Signed by Judge Richard L. Young on 4/29/2020. (JRB) (Entered: 04/29/2020)
04/30/2020	<u>400</u>	ENTRY ON DEFENDANTS MOTION TO EXCLUDE EXPERTS <u>361</u> – Defendants Motion to Exclude Experts DKT. <u>361</u> is DENIED. SEE ORDER. Signed by Judge Richard L. Young on 4/30/2020. (AAS) (Entered: 04/30/2020)
05/01/2020	<u>401</u>	SCHEDULING ORDER: Telephonic Hearing is set for 5/5/2020 at 2:00 PM (Eastern Time) before Judge Richard L. Young. The information needed to participate in this telephonic conference will be provided by a separate notification. Signed by Judge Richard L. Young on 5/1/2020.(TMD) (Entered: 05/01/2020)
05/01/2020	<u>403</u>	ORDER denying as moot <u>396</u> DEFENDANTS REQUEST FOR DAUBERT EVIDENTIARY HEARING – Defendants filed a motion for an evidentiary hearing on their Motion to Exclude Plaintiffs Experts. The court has ruled on that motion; consequently, the motion (Filing No. 396) is DENIED as MOOT. Signed by Judge Richard L. Young on 5/1/2020. (AAS) (Entered: 05/01/2020)

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