

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
SOUTH BEND DIVISION

| | | |
|----------------|---|-----------------------------|
| BRANDON PRYOR, |) | |
| |) | |
| Petitioner, |) | |
| |) | |
| v. |) | Case No. 3:17-CV-624-JD-MGG |
| |) | |
| WARDEN, |) | |
| |) | |
| Respondent. |) | |

OPINION AND ORDER

Brandon Pryor, a prisoner without a lawyer, filed a habeas corpus petition challenging his prison disciplinary hearing in IYC 16-04-158 where a Disciplinary Hearing Officer (DHO) at the Plainfield Correctional Facility found him guilty of Use and/or Possession of a Cellular Device in violation of A-121 on May 12, 2016. ECF 1 at 1. As a result, Pryor was demoted from Credit Class 1 to Credit Class 2. *Id.*

After Pryor filed his petition, the Warden filed a motion to dismiss because the Indiana Department of Correction vacated the finding of guilt and sanctions and dismissed the disciplinary hearing challenged in the petition. ECF 10, ECF 11-1. Pryor objected to the motion to dismiss asserting the Warden had not restored the 45 days of earned credit time that he lost as a result of being demoted from Credit Class 1 to Credit Class 2. ECF 12 at 2-4, ECF 14 at 4-5, ECF 15 at 1. The Court then ordered the Warden to file a reply to the motion to dismiss addressing whether Pryor’s earned credit time (as a result of his demotion in credit class) had been returned to him and providing the effective date that Pryor’s demotion to Credit Class 2 had been reversed. ECF 16 at 2.

