CILLADI EC DAMICON

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF INDIANA TERRE HAUTE DIVISION

CHARLES DAWSON,)
Plaintiff,)
v.) No. 2:19-cv-00222-JPH-MJD
ROBERT E. CARTER,)
CHARLES DUGAN,)
DICK BROWN,)
JERRY SNYDER,)
RANDALL PARCEL,)
JACK HENDRIX,)
)
Defendants.)

ENTRY GRANTING SUMMARY JUDGMENT IN FAVOR OF DEFENDANTS **CARTER AND HENDRIX**

Defendants Carter and Hendrix have filed an unopposed motion for summary judgment, dkt. [49], designating evidence that they had no personal involvement with the decision to place Mr. Dawson in administrative segregation or his 30-day reviews, see dkt. 49-1; dkt. 49-3; dkt. 50. "Individual liability under § 1983... requires personal involvement in the alleged constitutional deprivation." Colbert v. City of Chicago, 851 F.3d 649, 657 (7th Cir. 2017) (internal quotation omitted) (citing Wolf-Lillie v. Sonquist, 699 F.2d 864, 869 (7th Cir. 1983) ("Section 1983 creates a cause of action based on personal liability and predicated upon fault. An individual cannot be held liable in a § 1983 action unless he caused or participated in an alleged constitutional deprivation.... A causal connection, or an affirmative link, between the misconduct complained of and the official sued is necessary.")). Neither of these defendants were personally involved in the events challenged by the plaintiff in this case. The designated evidence demonstrates that 1) defendant Carter was not personally involved with any of the classification decisions challenged

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in this case, and 2) neither of these defendants were made aware of the plaintiff's conditions of

confinement. See dkt. 49-1, dkt. 49-3. Because they cannot be held liable as individuals under

§ 1983 without personal involvement, see Colbert, 851 F.3d at 657, their motion for summary

judgment, dkt. [49], is **GRANTED**.

No partial final judgment shall issue at this time as to the claims brought against defendants

Carter and Hendrix. The plaintiff's motion for summary judgment, dkt. 39, remains pending.

SO ORDERED.

Date: 12/17/2020

James Patrick Hanlon

James Patrick Hanlon United States District Judge Southern District of Indiana

Distribution:

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