

**U.S. District Court
Western District of Wisconsin (Madison)
CIVIL DOCKET FOR CASE #: 3:11-cv-00272-wmc**

Schlemm, David v. Litscher, Jon
Assigned to: District Judge William M. Conley
Referred to: Magistrate Judge Stephen L. Crocker
Case in other court: 14-02604
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 04/18/2011
Date Terminated: 11/10/2016
Jury Demand: Plaintiff
Nature of Suit: 550 Prisoner: Civil Rights
Jurisdiction: Federal Question

Plaintiff

David A. Schlemm

represented by **David A. Schlemm**
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PRO SE

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V.

Defendant

Matthew J. Frank
*in his individual and official capacities as
Secretary of Wisconsin Department of
Corrections*
TERMINATED: 05/18/2015

represented by **Brian P. Keenan**
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TERMINATED: 11/29/2012

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ATTORNEY TO BE NOTICED

Defendant

Phil Kingston
*in his individual and official capacities as
Warden of Waupun Correctional
Institution*
TERMINATED: 05/18/2015

represented by **Brian P. Keenan**
(See above for address)
ATTORNEY TO BE NOTICED

Corey Francis Finkelmeyer
(See above for address)
TERMINATED: 11/29/2012

Jody J. Schmelzer
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

James Muenchow
*Institution Complaint Examiner; in his
individual and official capacities*
TERMINATED: 11/20/2012

represented by **Corey Francis Finkelmeyer**
(See above for address)
TERMINATED: 11/29/2012

Defendant

Jon E. Litscher

represented by **Brian P. Keenan**
(See above for address)
ATTORNEY TO BE NOTICED

Jody J. Schmelzer
(See above for address)
ATTORNEY TO BE NOTICED

E-filing Institution

CCI Prison Facility

Date Filed	#	Docket Text
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04/18/2011	<u>1</u>	COMPLAINT against Matthew Frank, Phil Kingston, James Muenchow. (Filing fee \$ 350 receipt number 10672) filed by David A. Schlemm. (Case randomly assigned to District Judge William M. Conley.) (Attachments: # <u>1</u> Exhibit A – Letter from Senator Moore to Wisc. DOC Secretary, 8/22/02, # <u>2</u> Exhibit B – Letter to Lori Simon from plaintiff, 3/3/07, # <u>3</u> Exhibits C, D, E – Offender complaints, # <u>4</u> Exhibit F – Internal Management Procedures, effective 6/1/92, # <u>5</u> Exhibit G – Internal Management Procedures, effective 4/17/01, # <u>6</u> Exhibit H – Internal Management Procedures, effective 9/3/02, # <u>7</u> Exhibit I – DAI Policy 309.61.1, effective 7/24/06, # <u>8</u> Exhibit J – DAI Policy 309.61.02, effective 7/20/10, # <u>9</u> Exhibit K – U.S. BOP guidelines, # <u>10</u> Exhibit L – Letters and guideline excerpts from Great Lakes Inter-tribal council, # <u>11</u> Exhibits M, N, O – Ch. DOC 310, # <u>12</u> Exhibits P, Q – Lexis Nexis searches, # <u>13</u> Exhibit R – State of WA DOC handbook, # <u>14</u> Exhibit S – Senate Committee hearing on Indian Affairs from Richard Watkins, 3/8/93, # <u>15</u> Exhibit T – Declaration of Ryan Krist, 3/16/11, # <u>16</u> Exhibit U – Declaration of Roy Red Hail, 9/28/10, # <u>17</u> Exhibit V – Request for New Religious Practice, 10/1/10, # <u>18</u> Exhibit X – inmatepackage.com catalog, # <u>19</u> Envelope) (jef) Note, there is no Exhibit W, 4/19/2011 (jef). (Additional attachment(s) added on 4/19/2011: # <u>20</u> Cover Letter) (jef). (Entered: 04/19/2011)
04/22/2011	<u>2</u>	ORDER on ifp request: Complaint taken under advisement for screening. Signed by Magistrate Judge Stephen L. Crocker on 4/20/2011. (voc),(ps) (Entered: 04/22/2011)
04/22/2011		Motion for Screening of Complaint. (jef),(ps) (Entered: 04/22/2011)
11/20/2012	<u>3</u>	ORDER on Leave to Proceed: Plaintiff granted leave to proceed against Defendants Matthew J. Frank, Phil Kingston. Leave to proceed denied and case dismissed against James Muenchow. Materials delivered to DOJ for acceptance of service. Signed by District Judge William M. Conley on 11/19/2012. (jef),(ps) (Entered: 11/20/2012)
11/29/2012	<u>4</u>	Notice of Appearance filed by Jody J. Schmelzer for Defendants Matthew J. Frank, Phil Kingston, Edward Wall (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 11/29/2012)
11/29/2012	<u>5</u>	Acceptance of Service by DOJ on behalf of Defendants Matthew J. Frank, Phil Kingston, Edward Wall. (Schmelzer, Jody),(ps) (Entered: 11/29/2012)
12/04/2012	<u>6</u>	Memorandum that for the remainder of this lawsuit plaintiff need only send a copy of his filings in this case to the court pursuant to an informal service agreement with the Wisconsin Department of Justice. Signed by Magistrate Judge Stephen L. Crocker on 12/4/2012. (jef),(ps) (Entered: 12/04/2012)
12/31/2012	<u>7</u>	ANSWER with Jury Demand by Defendants Matthew J. Frank, Phil Kingston, Edward Wall. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 12/31/2012)
01/02/2013		Set Telephone Pretrial Conference: Telephone Pretrial Conference set for 1/29/2013 at 02:00 PM before Magistrate Judge Stephen L. Crocker. Counsel for Defendants responsible for setting up the call to chambers at (608) 264-5153. [<u>Notice Regarding the Telephone Preliminary Pretrial Conference</u> attached] (elc),(ps) (Entered: 01/02/2013)
01/24/2013	<u>8</u>	Motion to Reschedule Pretrial Conference by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 01/24/2013)
01/24/2013	<u>9</u>	** TEXT ONLY ORDER ** On January 24, 2013, plaintiff, who is proceeding pro se, moved to postpone the January 29, 2013 telephonic preliminary pretrial conference so that he may prepare a motion to certify his lawsuit as a class action. This motion is denied for two related reasons: first, this case has been pending in this court for nine months, and it is in plaintiff's and defendant's best interests to obtain a schedule from this court so as not to

		lose their place in line for trial. Second, although plaintiff is free to file a request to certify this case as a class action if he wishes, there are several procedural hurdles that would have to be cleared, the most pressing of which would be the issue of representation by an attorney. A class action cannot proceed pro se. See F.R. Civ. Pro. 23(g). Before the court would consider appointing an attorney or a law firm as class counsel in a pro se prisoner case, plaintiff, like any other indigent pro se plaintiff, would have to demonstrate that he already had made sufficient attempts to retain an attorney for the class but had been unsuccessful in doing so. This will take some time. When we confer on January 29, 2013, the court will discuss these matters further with the parties. Signed by Magistrate Judge Stephen L. Crocker on 1/24/2013. (elc),(ps) (Entered: 01/24/2013)
01/29/2013		Minute Entry for proceedings held before Magistrate Judge Stephen L. Crocker: Telephone Preliminary Pretrial Conference – Pro Se held on 1/29/2013 [:30] (cak),(ps) (Entered: 01/29/2013)
01/31/2013	<u>10</u>	Pretrial Conference Order – Dispositive Motions for Failure to Exhaust Administrative Remedies due 3/15/2013. Dispositive Motions due 9/16/2013. Rule 26(a)(3) Disclosures and all motions in limine due 2/28/2014. Objections due 3/14/2014. Final Pretrial Conference set for 3/31/2014 at 08:30 AM. Jury Selection and Trial set for 3/31/2014 at 09:00 AM. Signed by Magistrate Judge Stephen L. Crocker on 1/30/2013. (jef),(ps) (Entered: 01/31/2013)
01/31/2013	<u>11</u>	Motion to Certify Class under Rule 23 by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter, # <u>3</u> Envelope) (jef),(ps) (Entered: 01/31/2013)
01/31/2013	<u>12</u>	Brief in Support of <u>11</u> Motion to Certify Class under Rule 23 by Plaintiff David A. Schlemm. (jef),(ps) (Entered: 01/31/2013)
02/07/2013	<u>13</u>	Motion to Appoint Counsel by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Letters, # <u>2</u> Certificate of Service, # <u>3</u> Cover Letter, # <u>4</u> Envelope) (jef),(ps) (Entered: 02/08/2013)
02/07/2013	<u>14</u>	Brief in Support of <u>13</u> Motion to Appoint Counsel by Plaintiff David A. Schlemm. (jef),(ps) (Entered: 02/08/2013)
02/07/2013	<u>15</u>	Declaration of David A. Schlemm. re: <u>13</u> Motion to Appoint Counsel. (jef),(ps) (Entered: 02/08/2013)
03/15/2013	<u>16</u>	MOTION FOR PARTIAL SUMMARY JUDGMENT for failure to exhaust administrative remedies . by Defendants Matthew J. Frank, Phil Kingston, Edward Wall. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 03/15/2013)
03/15/2013	<u>17</u>	Brief in Support of <u>16</u> Motion for Partial Summary Judgment by Defendants Matthew J. Frank, Phil Kingston, Edward Wall (Schmelzer, Jody),(ps) (Entered: 03/15/2013)
03/15/2013	<u>18</u>	Affidavit of Kelli R. Willard West filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>16</u> Motion for Partial Summary Judgment (Attachments: # <u>1</u> Exhibit 1000, Policy 309 Religious Beliefs and Practice, # <u>2</u> Exhibit 1001, Policy 309 Resources For Inmates, Religious Property, # <u>3</u> Exhibit 1002, Policy 309 Resources For Inmate, Religious Diets, # <u>4</u> Exhibit 1003, DOC–2075 form, # <u>5</u> Exhibit 1004, Schlemm Request dated 5.29.08, # <u>6</u> Exhibit 1005, Schlemm Request dated 10.25.09, # <u>7</u> Exhibit 1006, Schlemm Request dated 10.01.10, # <u>8</u> Exhibit 1007, Schlemm Request dated 3.30.12, # <u>9</u> Exhibit 1008, Schlemm Request dated 8.31.12) (Schmelzer, Jody),(ps) (Entered: 03/15/2013)
03/15/2013		Set Deadlines as to <u>16</u> MOTION FOR PARTIAL SUMMARY JUDGMENT for failure to exhaust administrative remedies . Plaintiff's Brief in Opposition due 4/1/2013. Defendants' Brief in Reply due 4/8/2013. (elc),(ps) (Entered: 03/15/2013)

04/04/2013	<u>19</u>	Motion for Extension of Time by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter and Envelope) (elc),(ps) (Entered: 04/04/2013)
04/05/2013	<u>20</u>	ORDER granting plaintiff's <u>19</u> Motion for Extension of Time to file his materials in opposition to defendants' motion for summary judgment. Plaintiff's Brief in Opposition due 4/19/2013. Defendants' Brief in Reply due 4/26/2013. Signed by Magistrate Judge Stephen L. Crocker on 4/4/2013. (jef),(ps) (Entered: 04/05/2013)
04/08/2013	<u>21</u>	Brief in Opposition by Plaintiff David A. Schlemm re: <u>16</u> Motion for Partial Summary Judgment filed by Matthew J. Frank, Edward Wall, Phil Kingston. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 04/08/2013)
04/26/2013	<u>22</u>	Brief in Reply by Defendants Matthew J. Frank, Phil Kingston, James Muenchow, Edward Wall in Support of <u>16</u> Motion for Partial Summary Judgment (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 04/26/2013)
08/02/2013	<u>23</u>	Motion for Extension of Time to Disclose Expert Witness by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter and Envelope) (elc),(ps) (Entered: 08/02/2013)
08/05/2013	24	** TEXT ONLY ORDER ** ORDER granting plaintiff's <u>23</u> Motion for Extension of Time to Disclose Expert Witness. Plaintiff's disclosure of Expert Witnesses due 8/30/2013. Defendants disclosure of Expert Witnesses due 9/30/2013 Signed by Magistrate Judge Stephen L. Crocker on 8/5/2013. (jef),(ps) (Entered: 08/05/2013)
08/19/2013	<u>25</u>	Motion to Take Deposition from David A. Schlemm by Defendants Matthew J. Frank, Phil Kingston, Edward Wall. Motions referred to Magistrate Judge Stephen L. Crocker. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 08/19/2013)
08/19/2013	26	** TEXT ONLY ORDER ** Order GRANTING defendants' <u>25</u> Motion to Take Deposition of plaintiff David Schlemm. Signed by Magistrate Judge Stephen L. Crocker on 8/19/2013. (elc),(ps) (Entered: 08/19/2013)
08/28/2013	<u>27</u>	Motion to Stay deposition until after the court decides plaintiff's motion for appointment of counsel or to appoint counsel to represent plaintiff at the deposition filed by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter and Envelope) (elc),(ps) (Entered: 08/28/2013)
08/29/2013	<u>28</u>	ORDER denying <u>27</u> Motion to Stay Deposition; denying <u>13</u> Motion for Assistance in Recruiting Counsel. To ensure that plaintiff receives a copy of this order in time for the deposition, counsel for the defendants are directed to cause hand-delivery of a copy of this order to plaintiff as soon as possible before the deposition begins. Signed by Magistrate Judge Stephen L. Crocker on 8/29/2013. (jef),(ps) (Entered: 08/29/2013)
09/09/2013	<u>29</u>	Motion to Stay <i>Scheduling Order</i> by Defendants Matthew J. Frank, Phil Kingston, Edward Wall. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 09/09/2013)
09/09/2013	30	** TEXT ONLY ORDER ** Order GRANTING defendants' <u>29</u> Motion to stay the current scheduling order pending ruling on defendants' <u>16</u> motion for partial summary judgment based on plaintiff's failure to exhaust administrative remedies. Defendants may have 14-days from the date of the court's ruling on their motion for partial summary judgment to disclose experts and file any further dispositive motions. Signed by Magistrate Judge Stephen L. Crocker on 9/9/2013. (elc),(ps) (Entered: 09/09/2013)
09/11/2013	<u>31</u>	Renewed Motion for Assistance Recruiting Counsel/ Objections re: <u>28</u> Order on Motion for Assistance in Recruiting Counsel by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter, # <u>3</u> Envelope) (jaf),(ps) Modified docket text/event type on 9/26/2013 (elc). (Entered: 09/11/2013)

		09/11/2013)
09/30/2013	<u>32</u>	ORDER denying <u>31</u> Motion for Assistance in Recruiting Counsel.; denying <u>11</u> Motion to Certify Class under Rule 23; denying <u>16</u> Motion for Partial Summary Judgment. Signed by District Judge William M. Conley on 09/30/2013. (mfh),(ps) (Entered: 09/30/2013)
10/02/2013	<u>33</u>	Interrogatories and Request for Production of Documents to Defendant Edward Wall by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 10/02/2013)
10/02/2013	<u>34</u>	Interrogatories and Request for Production of Documents to Defendant Phil Kingston by Plaintiff David A. Schlemm. (elc),(ps) (Entered: 10/02/2013)
10/08/2013	<u>35</u>	Deposition of David A. Schlemm taken on August 30, 2013 (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 10/08/2013)
10/14/2013	<u>36</u>	MOTION FOR SUMMARY JUDGMENT by Defendants Matthew J. Frank, Phil Kingston, Edward Wall. (Schmelzer, Jody),(ps) (Entered: 10/14/2013)
10/14/2013	<u>37</u>	Proposed Findings of Fact filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Schmelzer, Jody),(ps) (Entered: 10/14/2013)
10/14/2013	<u>38</u>	Affidavit of Christine A. Althaus filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Schmelzer, Jody),(ps) (Entered: 10/14/2013)
10/14/2013	<u>39</u>	Affidavit of Michael Donovan filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Schmelzer, Jody),(ps) (Entered: 10/14/2013)
10/14/2013	<u>40</u>	Affidavit of Alfred George filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Schmelzer, Jody),(ps) (Entered: 10/14/2013)
10/14/2013	<u>41</u>	Affidavit of Peter Jaeger filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Schmelzer, Jody),(ps) (Entered: 10/14/2013)
10/14/2013	<u>42</u>	Affidavit of Michael Mohr filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Attachments: # <u>1</u> Exhibit 1009 Group Complaint Number GBCI-2008-24389) (Schmelzer, Jody),(ps) (Entered: 10/14/2013)
10/14/2013	<u>43</u>	Supplemental Affidavit of Kelli R. Willard West filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Attachments: # <u>1</u> Exhibit 1010 Religious Property Chart) (Schmelzer, Jody),(ps) (Entered: 10/14/2013)
10/15/2013	<u>44</u>	Brief in Support of <u>36</u> Motion for Summary Judgment by Defendants Matthew J. Frank, Phil Kingston, Edward Wall (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 10/15/2013)
10/15/2013		Set Deadlines as to <u>36</u> MOTION FOR SUMMARY JUDGMENT . [<u>Pro Se Summary Judgment Procedure</u> attached.] Plaintiff's Brief in Opposition due 11/14/2013. Defendants' Brief in Reply due 11/25/2013. (elc),(ps) (Entered: 10/15/2013)
11/06/2013	<u>45</u>	Motion for Reconsideration re <u>32</u> OORDER denying <u>31</u> Motion for Assistance in Recruiting Counsel.; denying <u>11</u> Motion to Certify Class under Rule 23; denying <u>16</u> Motion for Partial Summary Judgment by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope, # <u>3</u> Certificate of Service) (jaf),(ps) Modified on 11/6/2013 (jaf). (Entered: 11/06/2013)
11/06/2013	<u>46</u>	Proposed Notice of Class Action by Plaintiff David A. Schlemm. (jaf),(ps) (Entered: 11/06/2013)

11/06/2013	<u>47</u>	Declaration of David Schlemm filed by Plaintiff David A. Schlemm re: <u>45</u> Motion for Reconsideration (jaf),(ps) (Entered: 11/06/2013)
11/06/2013	<u>48</u>	Motion for Reconsideration re <u>32</u> Order on Motion for Assistance in Recruiting Counsel, Order on Motion to Certify Class under Rule 23, Order on Motion for Partial Summary Judgment by Plaintiff David A. Schlemm. (jaf),(ps) (Entered: 11/06/2013)
11/18/2013	<u>49</u>	Motion for Extension of Time by Plaintiff David A. Schlemm. Motions referred to Magistrate Judge Stephen L. Crocker. (Attachments: # <u>1</u> 11-6-13 Reviewers Decision, # <u>2</u> Certificate of Service, # <u>3</u> Cover Letter, # <u>4</u> Envelope) (jaf),(ps) (Entered: 11/18/2013)
11/19/2013	50	** TEXT ONLY ORDER ** Plaintiff David A. Schlemm has filed a motion for an extension of time, up to and including December 16, 2013, in which to respond to the defendants' motion for summary judgment. Plaintiff's motion for an extension (dkt. # <u>49</u>) is GRANTED, making his response due no later than December 16, 2013. Plaintiff has also filed a motion to reconsider certifying this case as a class action and a motion to appoint class counsel. Both of these motions (dkt. # <u>45</u> , # <u>48</u>) are DENIED without prejudice. Plaintiff may renew his motion for class certification, including a request for assistance in recruiting pro bono counsel under 28 U.S.C. § 1915(e)(1), after the court has ruled on the pending summary judgment motion. Signed by District Judge William M. Conley on 11/19/2013. (jef),(ps) (Entered: 11/19/2013)
11/26/2013	<u>51</u>	Motion to Stay the Current Scheduling Order Pursuant to FRCP 56(d)(2) by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Letter to AAG Schmelzer, # <u>2</u> Cover Letter, # <u>3</u> Certificate of Service, # <u>4</u> Envelope) (jaf),(ps) (Entered: 11/26/2013)
12/19/2013	<u>52</u>	Motion for Extension of Time by Plaintiff David A. Schlemm. Motions referred to Magistrate Judge Stephen L. Crocker. (Attachments: # <u>1</u> Exhibits in Support, # <u>2</u> Certificate of Service, # <u>3</u> Cover Letter, # <u>4</u> Envelope) (jaf),(ps) (Entered: 12/19/2013)
12/19/2013	<u>53</u>	Declaration of David Schlemm filed by Plaintiff David A. Schlemm re: <u>52</u> MOTION for Extension of Time (jaf),(ps) (Entered: 12/19/2013)
12/19/2013	<u>54</u>	Motion for Reconsideration re <u>32</u> Order on Motion for Assistance in Recruiting Counsel by Plaintiff David A. Schlemm. (jaf),(ps) (Entered: 12/19/2013)
01/17/2014	<u>55</u>	Motion for Extension of Time to file brief in opposition to summary judgment by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter and Envelope) (elc),(ps) (Entered: 01/17/2014)
01/17/2014	<u>56</u>	Declaration of David A. Schlemm re: <u>55</u> MOTION for Extension of Time to file opposition to summary judgment. (Attachments: # <u>1</u> Attachments from Johnson Greybuffalo) (elc),(ps) (Entered: 01/17/2014)
01/22/2014	<u>57</u>	Declaration of Johnson W. Greybuffalo re: <u>55</u> MOTION for Extension of Time (Attachments: # <u>1</u> Exhibits in Support, # <u>2</u> Cover Letter, # <u>3</u> Certificate of Service, # <u>4</u> Envelope) (jaf),(ps) (Entered: 01/22/2014)
02/13/2014	58	** TEXT ONLY ORDER ** Plaintiff David A. Schlemm was granted leave to proceed with claims for relief under 42 U.S.C. § 1983 against defendants Matthew J. Frank, Edward Hall and Phil Kingston. On October 15, 2013, defendants filed a motion for summary judgment. (Dkt. # <u>36</u>). On November 23, 2013, Schlemm filed motion for a 30-day extension of time to conduct additional discovery pursuant to Fed. R. Civ. P. 56(d)(2). To the extent

		that it is not moot, this motion (dkt. # <u>51</u>) is GRANTED. Schlemm has made more than one request for an extension of time, up to and including February 28, 2014, in which to respond to defendants' summary-judgment motion. Those requests (dkt. # <u>52</u> , # <u>55</u>) are also GRANTED. In addition, Schlemm asks the court to reconsider his request for appointed counsel. (Dkt. # <u>54</u>). The court will reserve a decision on that request until after it has considered the parties' briefing on defendants' motion for summary judgment. Signed by District Judge William M. Conley on 2/13/2014. (elc),(ps) (Entered: 02/13/2014)
02/25/2014	<u>59</u>	Motion to Stay re <u>10</u> Pretrial Conference Order, by Defendants Matthew J. Frank, Phil Kingston, Edward Wall. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 02/25/2014)
02/26/2014	<u>60</u>	ORDER that all remaining deadlines in the pretrial conference order, Dkt. # <u>10</u> , are STAYED until further notice. If necessary, the court will enter a new scheduling order once the defendants' motion for summary judgment has been decided. Signed by District Judge William M. Conley on 2/26/2014. (jef),(ps) (Entered: 02/26/2014)
03/03/2014	<u>61</u>	Motion for Stay of Proceedings and Remand of or Leave to Voluntarily Withdraw State Law Claims by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Certificate of Service, # <u>3</u> Envelope) (jaf),(ps) (Entered: 03/03/2014)
03/03/2014	<u>62</u>	Motion for Extension of Time by Plaintiff David A. Schlemm. Motions referred to Magistrate Judge Stephen L. Crocker. (jaf),(ps) (Entered: 03/03/2014)
03/04/2014	<u>63</u>	ORDER denying <u>61</u> Motion for Stay of Proceedings and Remand of or Leave to Voluntarily Withdraw State Law Claims; denying <u>62</u> Motion for Extension of Time. If Schlemm does not file a response to defendants' motion for summary judgment within fourteen days from the date of this order, his federal claimswill be dismissed with prejudice pursuant to Fed. R. Civ. P. 41(b). No extension of this deadline will be granted. Signed by District Judge William M. Conley on 3/4/2014. (jef),(ps) (Entered: 03/04/2014)
03/04/2014		Set/Reset Deadlines as to <u>36</u> MOTION FOR SUMMARY JUDGMENT. Brief in Opposition due 3/18/2014. Brief in Reply due 3/28/2014. (jef),(ps) (Entered: 03/04/2014)
03/05/2014	<u>64</u>	Letter to the court from plaintiff Plaintiff David A. Schlemm re: retaliation/harassment. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Envelope) (jaf),(ps) Modified event type/docket text on 3/5/2014 (elc). (Entered: 03/05/2014)
03/05/2014	<u>65</u>	Declaration of David Schlemm filed by Plaintiff David A. Schlemm re: <u>64</u> Letter to the court. (Attachments: # <u>1</u> Exhibits in Support) (jaf),(ps) Modified on 3/5/2014 (elc). (Entered: 03/05/2014)
03/24/2014	<u>66</u>	Brief in Opposition by Plaintiff David A. Schlemm re: <u>36</u> Motion for Summary Judgment filed by Matthew J. Frank, Edward Wall, Phil Kingston (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter and Envelope) (elc),(ps) (Entered: 03/24/2014)
03/24/2014	<u>67</u>	Response to Proposed Findings of Fact filed by Plaintiff David A. Schlemm re: <u>36</u> Motion for Summary Judgment (elc),(ps) (Entered: 03/24/2014)
03/24/2014		Set Deadlines as to <u>36</u> MOTION FOR SUMMARY JUDGMENT . Defendants Brief in Reply due 4/3/2014. (elc),(ps) (Entered: 03/24/2014)
03/25/2014	<u>68</u>	Letter from clerk's office in response to plaintiff David Schlemm's cover letter re: typed copy of <u>66</u> Brief in Opposition. (elc),(ps) (Entered: 03/25/2014)
03/26/2014	<u>69</u>	Plaintiff's Exhibits in opposition to <u>36</u> Motion for Summary Judgment filed by Matthew J. Frank, Edward Wall, Phil Kingston. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Envelope) (elc),(ps) (Entered: 03/26/2014)

03/26/2014	<u>70</u>	Letter from plaintiff re: denial of legal materials (Attachments: # <u>1</u> ICE Receipt dated 3/18/2014 re: Legal Materials) (elc),(ps) (Entered: 03/26/2014)
04/03/2014	<u>71</u>	Brief in Reply by Defendants Matthew J. Frank, Phil Kingston, Edward Wall in Support of <u>36</u> Motion for Summary Judgment (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 04/03/2014)
04/03/2014	<u>72</u>	Reply in Support of Proposed Findings of Fact filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Schmelzer, Jody),(ps) (Entered: 04/03/2014)
04/03/2014	<u>73</u>	Affidavit of Catherine A. Francois filed by Defendants Matthew J. Frank, Phil Kingston, Edward Wall re: <u>36</u> Motion for Summary Judgment (Attachments: # <u>1</u> Exhibit 1011--DAI Property Chart) (Schmelzer, Jody),(ps) (Entered: 04/03/2014)
04/28/2014	<u>74</u>	Objection to <u>71</u> Brief in Reply and Request for Evidentiary Hearing by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Exhibits, # <u>2</u> Certificate of Service, # <u>3</u> Cover Letter and Envelope) (elc),(ps) (Entered: 04/28/2014)
04/28/2014	<u>75</u>	Declaration of Arthur J. Fariok filed by Plaintiff David A. Schlemm re: <u>36</u> Motion for Summary Judgment (elc),(ps) (Entered: 04/28/2014)
04/28/2014	<u>76</u>	Declaration of William N. Ledford filed by Plaintiff David A. Schlemm re: <u>36</u> Motion for Summary Judgment (elc),(ps) (Entered: 04/28/2014)
04/28/2014	<u>77</u>	Declaration of Tim Torrez filed by Plaintiff David A. Schlemm re: <u>36</u> Motion for Summary Judgment (elc),(ps) (Entered: 04/28/2014)
04/28/2014	<u>78</u>	Motion to Reconsider Appointment of Counsel by Plaintiff David A. Schlemm. (elc),(ps) (Entered: 04/28/2014)
06/10/2014	<u>79</u>	ORDER vacating the order dated September 30, 2013, denying defendants' motion for partial summary judgment on the issue of exhaustion without prejudice (dkt. # <u>32</u>). Defendants' motion for partial summary judgment for failure to exhaust (dkt. # <u>16</u>) is GRANTED. Plaintiff David Schlemm's claims concerning his request for weekly or bi-weekly sweat lodge ceremonies, the right to possess and smoke a personal pipe, and the right to wear a ribbon shirt or bear-claw jewelry are DISMISSED without prejudice for lack of exhaustion. Defendants' motion for summary judgment on the merits of plaintiff's exhausted claims (dkt. # <u>36</u>) is GRANTED. Those claims are DISMISSED with prejudice. The clerk of court is directed to enter judgment accordingly and close this case. Signed by District Judge William M. Conley on 6/10/2014. (jef),(ps) Modified on 6/10/2014 (jef). (Entered: 06/10/2014)
06/10/2014	<u>80</u>	JUDGMENT entered in favor of defendants dismissing this case. (PAO/jef). (jef),(ps) (Entered: 06/10/2014)
07/09/2014	<u>81</u>	Motion for Extension of Time to file a Rule 59 Motion by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service, # <u>2</u> Cover Letter and Envelope) (elc),(ps) (Entered: 07/09/2014)
07/14/2014	<u>82</u>	** TEXT ONLY ORDER ** On June 10, 2014, this court granted summary judgment in favor of the defendants and dismissed the prisoner civil rights case filed by plaintiff David Schlemm. On July 9, 2014, Schlemm filed a motion for an extension of time to seek relief pursuant to Fed. R. Civ. P. 59(e). Motions for relief under Fed. R. Civ. P. 59(e) must be filed within 28 days of the judgment. Extensions of this deadline are prohibited by Fed. R. Civ. P. 6(b)(2). Accordingly, Schelmm's motion for an extension of time (dkt. # <u>81</u>) must be and is DENIED. Signed by District Judge William M. Conley on 7/14/2014. (elc),(ps) (Entered: 07/14/2014)
07/21/2014	<u>83</u>	NOTICE OF APPEAL by Plaintiff David A. Schlemm as to <u>80</u> Judgment, <u>79</u> Order on Motion for Summary Judgment. In forma pauperis pending. Docketing Statement filed. (Attachments: # <u>1</u> Docketing Statement, # <u>2</u> Certificates of Service) (elc),(ps) (Entered: 07/21/2014)

07/21/2014	<u>84</u>	Appeal Information Packet. (elc),(ps) (Entered: 07/21/2014)
07/21/2014	<u>85</u>	Transmission of Notice of Appeal, Appeal Information Sheet, Docketing Statement, Order, Judgment and Docket Sheet to Seventh Circuit Court of Appeals re <u>83</u> Notice of Appeal. (Attachments: # <u>1</u> Info Sheet, # <u>2</u> Docketing Statement, # <u>3</u> Order, # <u>4</u> Judgment, # <u>5</u> Docket Sheet) (elc),(ps) (Entered: 07/21/2014)
07/22/2014		USCA Case Number 14-2604 for <u>83</u> Notice of Appeal, filed by David A. Schlemm. (elc),(ps) (Entered: 07/22/2014)
07/28/2014	<u>86</u>	ORDER that, no later than August 20, 2014, plaintiff David Schlemm must pay the appellate docketing fee of \$505 or submit a motion for leave to proceed without payment of the appeal fee together with a certified copy of his inmate trust fund account statement. Signed by Magistrate Judge Peter A. Oppeneer on 7/28/2014. (jef),(ps) (Entered: 07/28/2014)
08/06/2014	<u>87</u>	Transcript Request Form by Plaintiff David A. Schlemm re <u>83</u> Notice of Appeal. (Attachments: # <u>1</u> Certificate of service, cover letter, # <u>2</u> Envelopes) (jef),(ps) (Entered: 08/06/2014)
08/06/2014	<u>88</u>	Court Reporter Certification of Seventh Circuit Transcript Information Sheet re <u>83</u> Notice of Appeal. (jef),(ps) (Entered: 08/06/2014)
08/21/2014	<u>89</u>	Motion for Leave to Proceed in forma pauperis on Appeal by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 08/22/2014)
08/21/2014	<u>90</u>	Prisoner Trust Fund Account Statement by Plaintiff David A. Schlemm. (jef),(ps) (Additional attachment(s) added on 8/22/2014: # <u>1</u> IPP Calculation) (jef). (Entered: 08/22/2014)
08/26/2014	<u>91</u>	ORDER granting <u>89</u> Motion for Leave to Appeal in forma pauperis. Plaintiff may have until September 16, 2014, in which to submit a check or money order made payable to the Clerk of Court in the amount of \$35.25. Signed by District Judge William M. Conley on 8/26/2014. (nlm),(ps) (Entered: 08/26/2014)
09/15/2014		Appeal Initial Partial Filing fee received : \$ 35.25, receipt number 34690021131. (jef),(ps) (Entered: 09/15/2014)
09/17/2014	<u>92</u>	Appeal Warden PLRA Letter. (jef),(ps) Note, that plaintiff paid the original filing \$350 fee in full so there will be no warden letter for filing this case. (Entered: 09/17/2014)
11/17/2014	<u>93</u>	Certified and Transmitted Record on Appeal to US Court of Appeals re <u>83</u> Notice of Appeal. (Attachments: # <u>1</u> Certification) (elc),(ps) (Entered: 11/17/2014)
05/13/2015	<u>94</u>	JUDGMENT from USCA affirming in part, reversing and remanding in part as to <u>83</u> Notice of Appeal, filed by David A. Schlemm. No record to be returned. (Attachments: # <u>1</u> Appellate Opinion, # <u>2</u> Mandate) (jef),(ps) (Entered: 05/13/2015)
05/13/2015	<u>95</u>	Motion for Appointment of Counsel by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Envelope) (elc),(ps) (Entered: 05/13/2015)
05/13/2015	<u>96</u>	Motion and Brief in Support of Temporary Restraining Order and Preliminary Injunction by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Proposed Order to Show Cause, # <u>2</u> Cover Letter and Certificate of Service) (elc),(ps) (Entered: 05/13/2015)
05/13/2015	<u>97</u>	Declaration of David A. Schlemm re: <u>96</u> Motion for TRO and Preliminary Injunction. (elc),(ps) (Entered: 05/13/2015)

05/13/2015	<u>98</u>	Motion for Reimbursement of Costs/Declaration and Bill of Costs by Plaintiff David A. Schlemm. (elc),(ps) (Entered: 05/13/2015)
05/15/2015	<u>99</u>	Letter from Plaintiff David Schlemm resubmitting copies of dkts. <u>95</u> – <u>98</u> . (Attachments: # <u>1</u> Disbursement Request to Department of Justice, # <u>2</u> Envelope) (elc),(ps) (Entered: 05/15/2015)
05/18/2015	<u>100</u>	ORDER granting <u>95</u> Motion for Assistance in Recruiting Counsel; granting <u>96</u> Motion for Preliminary Injunction; denying <u>98</u> Motion for Reimbursement of Costs/Declaration and Bill of Costs. The clerk's office shall enter Attorneys David Harth and David Anstaett of Perkins Coie as plaintiff's counsel of record and set this case for a pretrial conference in late June of 2015, as this court's schedule allows. Signed by District Judge William M. Conley on 5/18/2015. (jef),(ps) (Entered: 05/18/2015)
05/18/2015		Set Telephone Pretrial or Status Conference: Telephone Pretrial Conference set for Tuesday, 6/23/2015 at 10:00 AM before Judge William M. Conley. Counsel for Plaintiff responsible for setting up the call to chambers at (608) 264-5087. (jef),(ps) (Entered: 05/18/2015)
05/28/2015	<u>101</u>	Notice of Appearance filed by Brian P. Keenan for Defendants Matthew J. Frank, Phil Kingston, Edward Wall. (Keenan, Brian),(ps) (Entered: 05/28/2015)
06/23/2015		Minute Entry for proceedings held before District Judge William M. Conley: Telephone Scheduling Conference held on 6/23/2015 [:20] (mfh),(ps) (Entered: 06/23/2015)
06/23/2015	<u>102</u>	AMENDED Scheduling Order: Dispositive Motions due 10/15/2015. Rule 26(a)(3) Disclosures and all motions in limine due 11/24/2015. Responses due 12/1/2015. Final Pretrial Conference set for 12/8/2015 at 04:00 PM. Jury Selection and Trial set for 12/14/2015 at 09:00 AM. Signed by District Judge William M. Conley on 6/23/2015. (jef),(ps) (Entered: 06/23/2015)
07/09/2015	<u>103</u>	Letter from plaintiff that he informed his pro bono counsel that he requested a substitution of judges and request for a hearing filed by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 07/09/2015)
07/31/2015	<u>104</u>	Notice by Plaintiff David A. Schlemm of <i>Election to Maintain Constitutional Claims</i> . (Harth, David),(ps) Modified on 7/31/2015. (lak) (Entered: 07/31/2015)
08/05/2015	<u>105</u>	Motion to Withdraw as Attorney by Plaintiff David A. Schlemm. (Anstaett, David),(ps) (Entered: 08/05/2015)
08/05/2015		Set Deadlines as to <u>105</u> Motion to Withdraw as Attorney. Ex Parte Motion Hearing set for 8/7/2015 at 01:00 PM before Judge William M. Conley. Counsel for plaintiff responsible for setting up the call to chambers at (608) 264-5087. (nln),(ps) (Entered: 08/05/2015)
08/07/2015		Minute Entry for proceedings held before District Judge William M. Conley: Telephone Motion Hearing re <u>105</u> Motion to Withdraw as Attorney filed by David A. Schlemm <u>20</u> (mfh),(ps) (Entered: 08/07/2015)
08/07/2015	106	** TEXT ONLY ORDER ** The court held an ex parte hearing with plaintiff David Schlemm and his recruited counsel, David Anstaett of the law firm Perkins Coie, LLP. There being no good grounds for the court to grant Mr. Schlemm's pro se motion to substitute me as the district judge in this matter, that motion is DENIED. The court RESERVES on recruited counsel's motion to withdraw. Should Mr. Schlemm accept, sign and return Perkin Coie's standard <u>pro se</u> engagement letter within one week, then attorneys Harth and Anstaett have agreed to continue as his counsel in this matter, consistent with this court's May 18, 2015, opinion and order. Should he decline to do so, attorneys Harth and Anstaett motion to withdraw as counsel will be granted and he will continue to proceed <u>pro se</u> . Attorney Anstaett is directed to advise the court as to Mr. Schlemm's choice in this regard. The recording and any transcript of the hearing on recruited counsel's motion to withdraw shall remain under seal. Signed by District Judge William M. Conley on 8/7/2015. (elc),(ps) (Entered: 08/07/2015)

08/11/2015	<u>107</u>	Stipulated Motion to Amend/Correct <i>Amended Scheduling Order</i> by Plaintiff David A. Schlemm. (Harth, David),(ps) (Entered: 08/11/2015)
08/13/2015	<u>108</u>	Notice of Withdrawal of Motion by Plaintiff David A. Schlemm re <u>105</u> Motion to Withdraw as Attorney filed by David A. Schlemm. (Anstaett, David),(ps) (Entered: 08/13/2015)
08/13/2015		Set Telephone Pretrial or Status Conference: Telephone Status Conference set for Wednesday, 8/19/2015 at 09:30 AM before Judge William M. Conley. Counsel for Plaintiff responsible for setting up the call to chambers at (608) 264-5087. (jef),(ps) (Entered: 08/13/2015)
08/14/2015	<u>109</u>	Notice of Appearance filed by Autumn Nero for Plaintiff David A. Schlemm. (Nero, Autumn),(ps) (Entered: 08/14/2015)
08/17/2015	<u>110</u>	Objection to Plaintiff's <u>104</u> <i>Notice of Election to Maintain Constitutional Claims</i> . (Schmelzer, Jody),(ps) Modified docket text on 8/17/2015 (nln). (Entered: 08/17/2015)
08/19/2015	111	** TEXT ONLY ORDER ** In light of the discussion during the status conference, the following dates apply in this case: Plaintiff has 21 days to file a brief in support of the position that his First Amendment claim for damages remains in this case, and if so, why defendant Wall would not be entitled to good faith immunity with respect to such claim; Defendant may have 14 days to respond; no reply absent leave of court. In addition, the discovery cutoff and settlement letter deadlines are moved to November 16, 2015, Plaintiff's expert disclosure deadline is September 15, 2015, and Defendant's expert disclosure deadline is October 15, 2015. Absent prompt notice and a showing of good cause for a brief extension of the October 15, 2015, dispositive motion deadline, all other dates shall apply. Signed by District Judge William M. Conley on 8/19/2015. (elc),(ps) (Entered: 08/19/2015)
08/19/2015	<u>112</u>	Notice of Appearance filed by Jesse Jonas Bair for Plaintiff David A. Schlemm. (Bair, Jesse),(ps) (Entered: 08/19/2015)
08/19/2015		Minute Entry for proceedings held before District Judge William M. Conley: Telephone Status Conference held on 8/19/2015 [:15] (elc),(ps) (Entered: 08/19/2015)
09/09/2015	<u>113</u>	Response re: 111 Order on Motion to Amend/Correct. <i>Plaintiff David Schlemm's Memorandum In Support of Right To Proceed With First Amendment Claims For Damages</i> by Plaintiff David A. Schlemm. (Anstaett, David),(ps) (Entered: 09/09/2015)
09/11/2015	<u>114</u>	Unopposed Motion to Amend Briefing Schedule <i>and Vacate Trial Date</i> by Plaintiff David A. Schlemm. Motions referred to Magistrate Judge Stephen L. Crocker. (Anstaett, David),(ps) (Entered: 09/11/2015)
09/15/2015	115	** TEXT ONLY ORDER ** ORDER granting <u>114</u> Motion to Amend Briefing Schedule. Final Pretrial Conference set for 3/16/2016 at 04:00 PM. Jury Selection and Trial set for 3/21/2016 at 09:00 AM. Signed by District Judge William M. Conley on 9/15/2015. (nln),(ps) (Entered: 09/15/2015)
09/15/2015		Reset Trial Deadlines/Hearings: Dispositive Motions due 11/20/2015. Motions in Limine due 1/15/2016. Response to Motion due 2/12/2016. (nln),(ps) (Entered: 09/15/2015)
09/23/2015	<u>116</u>	Response re: 111 Order on Motion to Amend/Correct. <i>Defendant's Response to Plaintiff's Memorandum in Support of Right to Proceed with First Amendment Claims for Damages</i> by Defendant Edward Wall. (Keenan, Brian),(ps) (Entered: 09/23/2015)
11/12/2015	<u>117</u>	Joint Motion to Amend Briefing Schedule by Plaintiff David A. Schlemm. Motions referred to Magistrate Judge Stephen L. Crocker. (Anstaett, David),(ps) (Entered: 11/12/2015)
11/12/2015	118	** TEXT ONLY ORDER ** ORDER granting <u>117</u> Motion to Amend Briefing Schedule. Settlement letters due by 12/18/2015. Signed by Magistrate Judge Stephen L. Crocker on 11/12/2015. (nln),(ps) (Entered: 11/12/2015)

11/13/2015	<u>119</u>	Expert Witness Disclosures by Defendant Edward Wall. (Schmelzer, Jody),(ps) (Entered: 11/13/2015)
11/16/2015	<u>120</u>	Disregard. Refiled as <u>121</u> . Modified docket text on 11/17/2015 (nlm). (Entered: 11/16/2015)
11/17/2015	<u>121</u>	Expert Report of Deward E. Walker, Jr. by Plaintiff David A. Schlemm (Attachments: # <u>1</u> Exhibit A – Materials Considered, # <u>2</u> Exhibit B – Prior Testimony, # <u>3</u> Exhibit C – Curriculum Vitae) (Nero, Autumn),(ps) (Entered: 11/17/2015)
11/17/2015	<u>122</u>	Unopposed Motion to Amend Briefing Schedule <i>to Modify Dispositive Motion Deadline</i> by Plaintiff David A. Schlemm. Motions referred to Magistrate Judge Stephen L. Crocker. (Anstaett, David),(ps) Modified on 11/18/2015. (lak) (Entered: 11/17/2015)
11/17/2015	123	** TEXT ONLY ORDER ** ORDER granting <u>122</u> Unopposed Motion to Amend Briefing Schedule. Dispositive motions due by 11/25/2015. Signed by Magistrate Judge Stephen L. Crocker on 11/17/2015. (nlm),(ps) (Entered: 11/17/2015)
11/18/2015	<u>124</u>	ORDER that plaintiff David Schlemm is DENIED leave to amend his complaint to add a claim for damages under the First Amendment against defendant Edward Wall. As contemplated by the Seventh Circuit's remand order, therefore, this case will proceed on plaintiff's RLUIPA claims for declaratory and injunctive relief. Signed by District Judge William M. Conley on 11/18/2015. (jef),(ps) (Entered: 11/18/2015)
11/25/2015	<u>125</u>	MOTION FOR SUMMARY JUDGMENT by Plaintiff David A. Schlemm. Brief in Opposition due 12/16/2015. Brief in Reply due 12/28/2015. (Anstaett, David),(ps) (Entered: 11/25/2015)
11/25/2015	<u>126</u>	Brief in Support of <u>125</u> Motion for Summary Judgment by Plaintiff David A. Schlemm. (Anstaett, David),(ps) (Entered: 11/25/2015)
11/25/2015	<u>127</u>	Declaration of Jessie J. Bair filed by Plaintiff David A. Schlemm re: <u>125</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Exhibit 1 – Responses to First Set of Interrogatories, # <u>2</u> Exhibit 2 – Responses to First Request for Production of Documents, # <u>3</u> Exhibit 3 – Memorandum from M. Donovan to B. Novitski) (Anstaett, David),(ps) (Entered: 11/25/2015)
11/25/2015	<u>128</u>	Proposed Findings of Fact filed by Plaintiff David A. Schlemm re: <u>125</u> Motion for Summary Judgment. (Anstaett, David),(ps) (Entered: 11/25/2015)
12/01/2015	<u>129</u>	Motion to Withdraw as Attorney by Plaintiff David A. Schlemm. (Anstaett, David),(ps) (Entered: 12/01/2015)
12/02/2015	<u>130</u>	ORDER granting <u>129</u> Motion to Withdraw as Counsel. Signed by District Judge William M. Conley on 12/2/2015. (jef),(ps) (Entered: 12/02/2015)
12/14/2015	<u>131</u>	Motion to Stay Scheduling Order and to be allowed to use release account funds to purchase legal supplies by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 12/14/2015)
12/15/2015		Set Deadlines as to <u>131</u> Motion to Stay Scheduling Order and to be allowed to use release account funds to purchase legal supplies. Defendant's Brief in Opposition due 12/21/2015. There will be no reply. (elc),(ps) (Entered: 12/15/2015)
12/16/2015	<u>132</u>	Motion for Extension of Time <i>To Respond to Plaintiff's Partial Motion for Summary Judgment</i> by Defendant Edward Wall. Motions referred to Magistrate Judge Stephen L. Crocker. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 12/16/2015)
12/16/2015	133	** TEXT ONLY ORDER ** ORDER granting <u>132</u> Motion for Extension of Time. Defendant's Brief in Opposition due 12/28/2015. Plaintiff's Brief in Reply due 1/7/2016. Signed by Magistrate Judge Stephen L. Crocker on 12/16/2015. (nlm),(ps) (Entered: 12/16/2015)

12/16/2015		Reset Briefing Deadlines as to <u>125</u> MOTION FOR SUMMARY JUDGMENT . [Pro Se Summary Judgment Procedure for Cases Assigned to Judge Conley attached.] Defendant's Brief in Opposition due 12/28/2015. Plaintiff's Brief in Reply due 1/7/2016. (nlm),(ps) (Entered: 12/16/2015)
12/18/2015	<u>134</u>	Motion for Reconsideration/alter or amend re <u>124</u> Order, by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 12/18/2015)
12/18/2015	<u>135</u>	Declaration of David A. Schlemm re: <u>134</u> Motion for Reconsideration/Alter or Amend <u>124</u> Order (Attachments: # <u>1</u> Exhibits 1-4 – Correspondence to Attorneys Harth and Anstaett, # <u>2</u> Exhibit 5 – 10/9/1997 Memorandum, # <u>3</u> Exhibit 6 – 10/15/1997 Memorandum) (elc),(ps) (Entered: 12/18/2015)
12/18/2015		Set Deadlines as to <u>134</u> Motion for Reconsideration/Alter or Amend <u>124</u> Order. Defendants' Brief in Opposition due 12/28/2015. Plaintiff's Brief in Reply due 1/7/2016. (elc),(ps) (Entered: 12/18/2015)
12/21/2015	<u>136</u>	Brief in Opposition by Defendant Edward Wall re: <u>131</u> Motion to Stay filed by David A. Schlemm (Attachments: # <u>1</u> DAI Policy No 309.51.01, # <u>2</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 12/21/2015)
12/23/2015	<u>137</u>	Corrected Page 1 to <u>134</u> Motion for Reconsideration/alter or amend <u>124</u> Order filed by David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 12/23/2015)
12/28/2015	<u>138</u>	Brief in Opposition by Defendant Edward Wall re: <u>125</u> Motion for Summary Judgment filed by David A. Schlemm, (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 12/28/2015)
12/28/2015	<u>139</u>	Response to Proposed Findings of Fact filed by Defendant Edward Wall re: <u>125</u> Motion for Summary Judgment. (Schmelzer, Jody),(ps) (Entered: 12/28/2015)
12/28/2015	<u>140</u>	Supplemental Proposed Findings of Fact filed by Defendant Edward Wall re: <u>125</u> Motion for Summary Judgment. (Schmelzer, Jody),(ps) (Entered: 12/28/2015)
12/28/2015	<u>141</u>	Declaration of Kelli R. Willard West filed by Defendant Edward Wall re: <u>125</u> Motion for Summary Judgment (Attachments: # <u>1</u> Exhibit 1012 – DAI Policy No 309.61.03, # <u>2</u> Exhibit 1016 – Projected Feast Dates, # <u>3</u> Exhibit 1017 – Religious Property Chart) (Schmelzer, Jody),(ps) Modified on 12/29/2015. (lak) (Entered: 12/28/2015)
12/28/2015	<u>142</u>	Declaration of Michael Donovan filed by Defendant Edward Wall re: <u>125</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Exhibit 1013 – Letters from Schlemm, # <u>2</u> Exhibit 1014 – Ghost Feast Memos, # <u>3</u> Exhibit 1015 – 9/19/15 Notice) (Schmelzer, Jody),(ps) Modified on 12/29/2015. (lak) (Entered: 12/28/2015)
12/28/2015	<u>143</u>	Declaration of Jody J. Schmelzer filed by Defendant Edward Wall re: <u>125</u> Motion for Summary Judgment, (Attachments: # <u>1</u> Exhibit 1018 – Correspondence, # <u>2</u> Exhibit 1019 – Receipt) (Schmelzer, Jody),(ps) Modified on 12/29/2015. (lak) (Entered: 12/28/2015)
12/28/2015	<u>144</u>	Brief in Opposition by Defendant Edward Wall re: <u>134</u> Motion for Reconsideration filed by David A. Schlemm, (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 12/28/2015)
01/07/2016	<u>145</u>	Brief in Reply by Plaintiff David A. Schlemm in Support of <u>131</u> Motion to Stay Scheduling Order and to be allowed to use release account funds to purchase legal supplies. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 01/07/2016)

01/07/2016	<u>146</u>	Declaration of David A. Schlemm re: <u>131</u> Motion to Stay and to be allowed to use release account funds to purchase legal supplies. (Attachments: # <u>1</u> Exhibit 2 – Memorandum dated 7/22/2015 re: Legal Loan Extension, # <u>2</u> Exhibit 3 – ICE Receipt dated 8/11/2015 re: Legal Loan Extension) Note: Exhibit 1 is docketed separately at dkt. <u>147</u> Declaration of Todd E. Hiivala. (elc),(ps) (Entered: 01/07/2016)
01/07/2016	<u>147</u>	Declaration of Todd E. Hiivala filed by Plaintiff David A. Schlemm re: <u>131</u> Motion to Stay and to be allowed to use release account funds to purchase legal supplies. (elc),(ps) (Entered: 01/07/2016)
01/11/2016	<u>148</u>	Motion for Extension of Time by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 01/11/2016)
01/13/2016	<u>149</u>	ORDER denying <u>131</u> Motion to Stay and for use of release account funds; denying <u>134</u> Motion for Reconsideration. Plaintiff may have until January 26, 2016 to file his summary judgment reply brief. Absent good cause shown, all other scheduling dates in this matter remain unchanged. Signed by District Judge William M. Conley on 1/13/2016. (jef),(ps) (Entered: 01/13/2016)
01/13/2016		Reset Briefing Deadlines as to <u>125</u> MOTION FOR SUMMARY JUDGMENT. Plaintiff's Brief in Reply due 1/26/2016. (nlm),(ps) (Entered: 01/13/2016)
01/15/2016	<u>150</u>	Exhibit List by Defendant Edward Wall. (Schmelzer, Jody),(ps) (Entered: 01/15/2016)
01/15/2016	<u>151</u>	Rule 26(a)(3) Pretrial Disclosures by Defendant Edward Wall. (Schmelzer, Jody),(ps) Modified docket text on 1/15/2016 (nlm). (Entered: 01/15/2016)
01/15/2016	<u>152</u>	Motion in Limine by Defendant Edward Wall. (Schmelzer, Jody),(ps) (Entered: 01/15/2016)
01/15/2016	<u>153</u>	Certificate of Service by Defendant Edward Wall as to <u>151</u> Expert Witness Disclosures, <u>152</u> Motion in Limine, <u>150</u> Exhibit List. (Schmelzer, Jody),(ps) (Entered: 01/15/2016)
01/29/2016	<u>154</u>	Motion for Extension of Time until February 10, 2016 to file his summary judgment reply by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 01/29/2016)
01/29/2016	<u>155</u>	Motion for Reconsideration/Objection to <u>149</u> Order by Plaintiff David A. Schlemm. (elc),(ps) (Entered: 01/29/2016)
01/29/2016	<u>156</u>	Motion for Assistance in Recruiting Counsel by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Letters to Attorneys Harth and Anstaett and Memo Chaplain dated 9/28/2012) (elc),(ps) (Entered: 01/29/2016)
02/03/2016	<u>157</u>	ORDER granting <u>154</u> Motion for Extension of Time. (Plaintiff's Brief in Reply due 2/10/2016); denying <u>155</u> Motion for Reconsideration; denying <u>156</u> Motion for Assistance in Recruiting Counsel. Signed by District Judge William M. Conley on 2/3/2016. (jef),(ps) (Entered: 02/03/2016)
02/05/2016	<u>158</u>	Motion to Compel <i>Plaintiff to Respond to Discovery and to Have Admissions Deemed Admitted</i> by Defendant Edward Wall. Motions referred to Magistrate Judge Stephen L. Crocker. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 02/05/2016)
02/05/2016	<u>159</u>	Declaration of Jody J. Schmelzer filed by Defendant Edward Wall re: <u>158</u> Motion to Compel, (Attachments: # <u>1</u> Exhibit 1020 – Defendants Discovery Requests dated 11/17/15, # <u>2</u> Exhibit 1021 – Letter to Schlemm dated 12/30/15, # <u>3</u> Exhibit 1022 – Letter to Schlemm dated 01/15/16) (Schmelzer, Jody),(ps) Modified on 2/8/2016: Corrected date and typo in Exhibit 1020. (lak) (Entered: 02/05/2016)
02/05/2016		Set Deadlines as to <u>158</u> Motion to Compel <i>Plaintiff to Respond to Discovery and to Have Admissions Deemed Admitted</i> . Plaintiff's Brief in Opposition due 2/16/2016. Defendant's Brief in Reply due 2/23/2016. (elc),(ps) (Entered: 02/05/2016)

02/22/2016	<u>160</u>	Exhibits 9–11 (Letters) to <u>155</u> motion for reconsideration / objection to order filed by plaintiff David Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 02/22/2016)
02/22/2016	<u>161</u>	Brief in Reply by Plaintiff David A. Schlemm in Support of <u>125</u> Motion for Summary Judgment. (Attachments: # <u>1</u> Exhibit NN – Community Death Feast, # <u>2</u> Exhibit OO – 2015 Chicken Sale Order form, # <u>3</u> Exhibit PP – Letter to Ms. Haese, 8/25/15, # <u>4</u> Exhibit QQ – Letter from Ms. Haese, 9/2/15, # <u>5</u> Exhibit RR – Letter to Ms. Haese, 8/28/15, # <u>6</u> Exhibit SS – Memo from Mike Donovan, Chaplain, 9/28/12, # <u>7</u> Exhibit TT – Letter to Ms. Haese, 9/29/15, # <u>8</u> Exhibit UU – Letter to Kurt Meyer from Ms. Haese, 8/24/15, # <u>9</u> Exhibit WW – Letter to Attys. Harth and Anstaett, 9/14/15, # <u>10</u> Exhibit XX – Letter to Attys. Harth and Anstaett, 10/25/15, # <u>11</u> Exhibit YY – Letter to Attys. Harth and Anstaett, 10/30/15, # <u>12</u> Exhibit ZZ – Adult conduct report and offender complaint re: 12/20/12, # <u>13</u> Exhibit AAA – Memo from Kelli Willard West, 12/2/15, # <u>14</u> Exhibit BBB – Letter to Dennis Mosher, 10/2/08, # <u>15</u> Exhibit CCC – Excerpts from Oglala Religion, # <u>16</u> Exhibit DDD – Excerpt from Black Elk, # <u>17</u> Exhibit EEE – Excerpt from The Sweatlodge, # <u>18</u> Exhibit FFF – Excerpt re: pipes, # <u>19</u> Exhibit GGG – The Native American Chanunpa, The Sacred Pipe) (jef),(ps) (Entered: 02/22/2016)
02/22/2016	<u>162</u>	Exhibit KK – Declaration of Jose Villarreal, Jr. filed by Plaintiff David A. Schlemm re: <u>125</u> Motion for Summary Judgment. (jef),(ps) (Entered: 02/22/2016)
02/22/2016	<u>163</u>	Exhibit LL – Declaration of David Doxtater filed by Plaintiff David A. Schlemm re: <u>125</u> Motion for Summary Judgment. (jef),(ps) (Entered: 02/22/2016)
02/22/2016	<u>164</u>	Declaration of Johnson Greybuffalo filed by Plaintiff David A. Schlemm. re: <u>125</u> Motion for Summary Judgment (jef),(ps) (Entered: 02/22/2016)
02/23/2016	165	** TEXT ONLY ORDER ** The final pre-trial conference scheduled for March 16, 2016, will start at 12:30 p.m., as the court is in another civil trial that week. As to the trial scheduled for March 21st, in the event it takes more than one day, the court expects that plaintiff David Schlemm will be held locally, as opposed to be driven back to Green Bay Correctional Institution on Monday night, only to be driven back to Madison the next morning for the second day of trial. Signed by District Judge William M. Conley on 2/23/2016. (nln),(ps) (Entered: 02/23/2016)
02/23/2016	<u>166</u>	Writs issued for David A. Schlemm appearance on 3/16/2016 for Final Pretrial Conference; and appearance on 3/21/2016 for Court Trial. Original writs mailed to Green Bay Correctional Institution. Courtesy copies sent to USMS. Note: Also provided copy of text order 165 to Green Bay Correctional Institution. (Attachments: # <u>1</u> Writ issued for David A. Schlemm appearance on 3/21/2016 for Court Trial) (nln),(ps) (Entered: 02/23/2016)
02/25/2016	<u>167</u>	Rule 26(a)(3) Pretrial Disclosures by Plaintiff David A. Schlemm (Attachments: # <u>1</u> Envelope) (elc),(ps) (Entered: 02/25/2016)
02/25/2016	<u>168</u>	Letter from plaintiff requesting confirmation of filings. Docket sheet mailed to plaintiff in response to this request. (elc),(ps) (Entered: 02/25/2016)
02/29/2016	<u>169</u>	ORDER denying plaintiff's <u>125</u> Motion for Summary Judgment. Both sides may have until March 10, 2016, to advise the court as to their position as to the availability of permanent injunctive relief with respect to DOC's original policies on venison and headbands, including legal support; responses will be due March 17, 2016, with no replies unless ordered by the court; and this case shall proceed to a trial before the court on March 21, 2016 to resolve all remaining disputed material factual and legal issues. Signed by District Judge William M. Conley on 2/29/2016. (jef),(ps) (Entered: 02/29/2016)

02/29/2016		Briefing set re: availability of injunctive relief from DOC's original policies on venison and headbands. The parties' positions are due 3/10/2016. The parties' responses are due 3/17/2016. (jef),(ps) (Entered: 02/29/2016)
02/29/2016	<u>170</u>	Motion for Leave to File Amended Complaint, by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Exhibit 1 – article re resignation of DOC Secretary Edward Wall, # <u>2</u> Disbursement Request, # <u>3</u> Cover Letter and Envelopes) (nln),(ps) (Entered: 02/29/2016)
03/02/2016	<u>171</u>	ORDER granting in part and denying in part <u>152</u> Motion in Limine; granting in part and denying in part <u>158</u> Motion to Compel; granting in part and denying in part <u>170</u> Motion for Leave to File. Plaintiff must provide discovery responses to defendant by March 11, 2016 and the parties may have until March 15, 2016 to file pretrial materials. Signed by District Judge William M. Conley on 3/2/2016. (mfh),(ps) (Entered: 03/02/2016)
03/03/2016	<u>172</u>	Motion for Extension of Time to Complete Discovery Pursuant to Fed. R. Civ. P. 6(b)(1), by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Exhibit 1 – Plaintiff's Notice of Deposition of Edward Wall, # <u>2</u> Exhibit 2 – Plaintiff's Notice of Deposition of James Kaplaneck, # <u>3</u> Exhibit 3 – Plaintiff's Notice of Deposition of Christine Brendt–Miles, # <u>4</u> Exhibit 4 – Plaintiff's Notice of Deposition of Jason Wilke, # <u>5</u> Exhibit 5 – Plaintiff's Brief in Opposition to Motion to Compel, # <u>6</u> Exhibit 6 – letter to AAG Schmelzer requesting to reschedule depositions, # <u>7</u> Exhibit 7 – letter to AAG Schmelzer requesting discovery contained on discs, (nln),(ps) (Main Document 172 replaced on 3/4/2016) (nln). (Additional attachment(s) added on 3/4/2016: # <u>8</u> Cover Letter, # <u>9</u> Envelope) (nln). (Entered: 03/03/2016)
03/03/2016	<u>173</u>	Brief in Opposition by Plaintiff David A. Schlemm re: <u>158</u> Motion to Compel <i>Plaintiff to Respond to Discovery and to Have Admissions Deemed Admitted</i> . (Also filed as Exhibit 5 to <u>172</u> motion for extension of time to complete discovery.) (nln),(ps) Modified docket entry on 3/4/2016 (nln). (Entered: 03/04/2016)
03/04/2016	<u>174</u>	ORDER denying plaintiff's <u>172</u> motion for extension of time to complete discovery pursuant to Fed. R. Civ. P. 6(b)(1). Signed by District Judge William M. Conley on 3/4/2016. (jef),(ps) (Entered: 03/04/2016)
03/07/2016	<u>175</u>	Motion to Reconsider Appointment of Counsel, by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (nln),(ps) (Entered: 03/07/2016)
03/07/2016	<u>176</u>	Declaration of Todd E. Hiilava, filed by plaintiff David A. Schlemm re <u>175</u> Motion to Reconsider Appointment of Counsel. (nln),(ps) (Entered: 03/07/2016)
03/10/2016	<u>177</u>	Response re: <u>169</u> Order on Motion for Summary Judgment, by Defendant Jon E. Litscher. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 03/10/2016)
03/11/2016	<u>178</u>	Motion to Compel Discovery, by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Exhibit 1 – Plaintiff's Notice of Deposition of Edward Wall,, # <u>2</u> Exhibit 2 – Plaintiff's Notice of Deposition of James Kaplaneck, # <u>3</u> Exhibit 3 – Plaintiff's Notice of Deposition of Christine Brendt–Miles, # <u>4</u> Exhibit 4 – Plaintiff's Notice of Deposition of Jason Wilke, # <u>5</u> Exhibit 5 – Plaintiff's Brief in Opposition to Motion to Compel, # <u>6</u> Exhibit 6 – letter to AAG Schmelzer requesting to reschedule depositions, # <u>7</u> Exhibit 7 – letter to AAG Schmelzer requesting discovery contained on discs, # <u>8</u> Cover Letter, # <u>9</u> Envelope) (nln),(ps) (Entered: 03/11/2016)
03/14/2016	<u>179</u>	Motion in Limine <i>Regarding Expert Testimony</i> by Defendant Jon E. Litscher. (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 03/14/2016)

03/15/2016	<u>180</u>	Final Pretrial Conference Report by Defendant Jon E. Litscher. (Schmelzer, Jody),(ps) Modified on 3/16/2016: Proposed Special Verdict Form is included. (lak) (Entered: 03/15/2016)
03/15/2016	<u>181</u>	Status Report <i>Regarding Pretrial Submissions and Stipulations</i> by Defendant Jon E. Litscher, (Attachments: # <u>1</u> Defendant's Trial Exhibit List (Two copies are attached. See <u>183</u> for single copy.) (Schmelzer, Jody),(ps) Modified on 3/16/2016. (lak) (Entered: 03/15/2016)
03/15/2016	<u>182</u>	Amended Response re: <u>169</u> Order on Motion for Summary Judgment, by Defendant Jon E. Litscher, (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) Modified on 3/16/2016. (lak) (Entered: 03/15/2016)
03/16/2016	<u>183</u>	Exhibit List by Defendant Jon E. Litscher. (lak),(ps) (Entered: 03/16/2016)
03/16/2016	<u>184</u>	Writ Issued for Jose Villarreal, Jr. appearance on Monday, March 21, 2016. Original writ emailed to Green Bay Correctional Institution. Courtesy copy sent to USMS. (jef),(ps) (Entered: 03/16/2016)
03/16/2016	<u>185</u>	Writ Issued for David D. Doxtator appearance on Monday, March 21, 2016. Original writ emailed to Racine Correctional Institution. Courtesy copy sent to USMS.(nlm),(ps) (Entered: 03/16/2016)
03/16/2016	<u>186</u>	Writ Issued for Johnson Greybuffalo appearance on Monday, March 21, 2016. Original writ emailed to Wisconsin Secure Program Facility. Courtesy copy sent to USMS. (nlm),(ps) (Entered: 03/16/2016)
03/16/2016	<u>187</u>	Proposed Special Verdict by Defendant Jon E. Litscher. (Schmelzer, Jody),(ps) (Entered: 03/16/2016)
03/16/2016	<u>188</u>	Minute Entry for proceedings held before District Judge William M. Conley: Final Pretrial Conference held on 3/16/2016. Trial predicted to last 1–2 days. [1:08] Attention: In the event of a settlement of this matter over the weekend, counsel are advised to contact the Clerk of Court at (608) 287–4875 or the Chief Deputy Clerk at (608) 354–8004. (Court Reporter LS.) (nlm),(ps) (Entered: 03/16/2016)
03/16/2016	<u>189</u>	Exhibit A to <u>188</u> Final Pretrial Conference. (Attachments: # <u>1</u> Plaintiff's Rule 26(a)(3)(A)(i) Pretrial Disclosure, # <u>2</u> Petition for Writ of Habeas Corpus Ad Testificandum, # <u>3</u> State Misconduct by Defendant's Subordinates Failure to Allow Plaintiff to Inform His Witnesses of Scheduled Trial Date, # <u>4</u> Motion Based on State's Misconduct re Court's Order dated March 2, 2016, # <u>5</u> Response for Advisory Counsel at Trial (Filed UNDER SEAL) (nlm),(ps) Modified docket text on 3/16/2016 (nlm). (Entered: 03/16/2016)
03/17/2016	<u>190</u>	State Misconduct by Defendant's Subordinates Failure to Allow Plaintiff to Inform Witnesses of Scheduled Trial Date by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Exhibit 1 – ICE Report and Reviewer's Decision, # <u>2</u> Exhibit 2 –Disciplinary Hearing Reasons for Decision and Evidence Relied on, # <u>3</u> Exhibit 3 – March 2, 2016 Correspondence from plaintiff to Michelle Haese, Social Services Director, # <u>4</u> Exhibit 4 – Interview/Information Request, # <u>5</u> Exhibit 5 – Inmate Complaint, # <u>6</u> Cover Letter and Envelope) (elc),(ps) (Entered: 03/17/2016)
03/17/2016	<u>191</u>	Motion for Issuance of Subpoena to Randy Cornelius for trial by Plaintiff David A. Schlemm. (elc),(ps) (Entered: 03/17/2016)
03/17/2016	<u>192</u>	Petitions for Writs of Habeas Corpus Ad Testificandum for Jose Villarreal Jr., Johnson W. Greybuffalo and David D. Doxtater by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Exhibit A – Declaration of Jose Villarreal Jr. (Same as Dkt. <u>162</u>), # <u>2</u> Exhibit B – Declaration of Johnson W. Greybuffalo (Same as Dkt. <u>164</u>), # <u>3</u> Exhibit C – Declaration of David D. Doxtater (Same as Dkt. <u>163</u>)) (elc),(ps) (Entered: 03/17/2016)

03/17/2016		Reset Deadlines/Hearings: The Court Trial set for Monday, March 21, 2016 will begin at 8:30 AM in courtroom 360. (elc),(ps) (Entered: 03/17/2016)
03/17/2016	<u>193</u>	Amended Writ Issued for David Schlemm appearance on Monday, March 21, 2016. Original writ emailed to Green Bay Correctional Institution. Courtesy copy sent to USMS. (jef),(ps) Modified on 3/17/2016 (jef). (Entered: 03/17/2016)
03/17/2016	<u>194</u>	Response regarding Advisory Counsel at Trial by Plaintiff David A. Schlemm. (Same as dkt. <u>189</u> -5. (<u>Sealed Document</u>)) (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 03/17/2016)
03/17/2016	<u>195</u>	Motion for finding of state misconduct re: Court's March 2, 2016 Order (same as dkt. <u>189</u> -4) by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Exhibit 1 - Interview/Information Request, # <u>2</u> Exhibit 2 - Feb. 19, 2016 Letter to Peter Oppeneer, # <u>3</u> Exhibit 3 - Inmate Complaint, # <u>4</u> Exhibit 4 - ICE Receipt, # <u>5</u> Plaintiff's Brief in opposition to Defendant's Motion to Compel, # <u>6</u> Plaintiff's Response to First Set of Requests for Admissions, Interrogatories and Requests for Production of Documents) (elc),(ps) (Entered: 03/17/2016)
03/17/2016	<u>196</u>	Motion for Issuance of Subpoena for Bryan Krist for trial by Plaintiff David A. Schlemm. (elc),(ps) (Entered: 03/17/2016)
03/17/2016	<u>197</u>	Motion for Issuance of Subpoena for Roy Red Hail for trial by Plaintiff David A. Schlemm. (elc),(ps) (Entered: 03/17/2016)
03/17/2016	<u>198</u>	Motion for Issuance of Subpoena for Dr. Deward E. Walker by Plaintiff David A. Schlemm. (elc),(ps) (Entered: 03/17/2016)
03/17/2016	<u>199</u>	Exhibits submitted for trial by Plaintiff David A. Schlemm. Note: submitted in person at the 3/16/2016 Final Pretrial Conference. (Attachments: # <u>1</u> Exhibits, # <u>2</u> Exhibits, # <u>3</u> Exhibits, # <u>4</u> Exhibits, # <u>5</u> Exhibits, # <u>6</u> Exhibits) (elc),(ps) (Entered: 03/17/2016)
03/18/2016	<u>200</u>	ORDER denying <u>175</u> Motion to reconsider appointment of counsel; granting in part and denying in part <u>178</u> Motion to Compel; granting <u>179</u> Motion in Limine ; denying <u>191</u> , <u>196</u> , <u>197</u> , <u>198</u> Motions for Issuance of Subpoenas; denying as moot <u>195</u> Motion for finding of state misconduct. Plaintiff may not elicit expert testimony from Randy Cornelius, Bryan Krist or Roy Red Hail, but may elicit relevant fact testimony from these witnesses. Signed by District Judge William M. Conley on 3/18/2016. (jef),(ps) (Entered: 03/18/2016)
03/18/2016	<u>201</u>	Final (Supplemental) Pretrial Conference Report by Defendant Jon E. Litscher, (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) Modified on 3/21/2016. (lak) (Entered: 03/18/2016)
03/18/2016	<u>202</u>	Objections to Trial Exhibits by Defendant Jon E. Litscher. (Schmelzer, Jody),(ps) (Entered: 03/18/2016)
03/21/2016	<u>203</u>	Plaintiff Request Leave of the Court to Allow Johnson W. Greybuffalo to Assist Plaintiff at Trial, by Plaintiff David A. Schlemm. (nlm),(ps) (Entered: 03/21/2016)
03/21/2016	<u>204</u>	Minute Entry for proceedings held before District Judge William M. Conley: First Day of Court Trial held on 3/21/2016 Trial continues. (Court Reporter LS/CS.) (nlm) [5:26),(ps) (Entered: 03/21/2016)
03/21/2016		Set Trial Date: Court Trial set for 3/22/2016 at 09:00 AM. (nlm),(ps) (Entered: 03/21/2016)
03/22/2016	<u>205</u>	Minute Entry for proceedings held before District Judge William M. Conley: 2nd Day Court Trial held on 3/22/2016. (Court Reporter LS.) (nlm),(ps) [1:43] (Entered: 03/22/2016)

03/22/2016	<u>206</u>	Exhibit List of Admitted Exhibits by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Exhibit 1016 – Memos dated 12/11/07, 1/22/09, 1/26/10 from Religious Practices Advisory Committee Co–chairs; Memos dated 2/03/11, 12/28/11, 12/17/12, 12/18/13 from Ms. Kelli Willard–West, # <u>2</u> Exhibit 1017 – Memo dated 12/02/15 from Ms. Kelli Willard–West) (nln),(ps) (Entered: 03/22/2016)
03/22/2016	<u>207</u>	Exhibit List of Admitted Exhibits by Defendant Jon E. Litscher. (Attachments: # <u>1</u> Exhibit 503A – Revised "Religious Property Chart" attachment to DAI Policy No. 309.61.02, # <u>2</u> Exhibit 504 – DAI Policy No. 309.61.03, # <u>3</u> Exhibit 525 – Photographs of GBCI Kitchen, # <u>4</u> Exhibit 527 – DAI Religious Preference Population Chart) (nln),(ps) (Entered: 03/22/2016)
10/27/2016	<u>208</u>	Notice by Defendant Jon E. Litscher of <i>Correspondence with Plaintiff Regarding Venison for the Ghost Feast</i> . (Schmelzer, Jody),(ps) (Entered: 10/27/2016)
11/04/2016	<u>209</u>	Motion for Finding of Contempt/Motion to Enforce – Noncompliance with Preliminary Injunction by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 11/04/2016)
11/04/2016	<u>210</u>	Declaration of David A. Schlemm filed by Plaintiff David A. Schlemm re: <u>209</u> Motion for Finding of Contempt/Motion to Enforce – Noncompliance with Preliminary Injunction. (Attachments: # <u>1</u> Exhibits in Support, # <u>2</u> Cover Letter and Envelope) (elc),(ps) (Entered: 11/04/2016)
11/08/2016	<u>211</u>	ORDER that plaintiff has proven that defendant violated his rights under RLUIPA by failing to accommodate his requests for (a) a multi-colored headband, and (b) game meat and fried bread at the annual Ghost Feast. The court enters a permanent injunction as described within this order. The clerk of court is directed to close this case. Signed by District Judge William M. Conley on 11/8/2016. (jef),(ps) (Entered: 11/08/2016)
11/10/2016	<u>212</u>	AMENDED JUDGMENT entered in favor of Plaintiff David A. Schlemm dismissing this case. (WMC /PAO). (jef),(ps) (Entered: 11/10/2016)
11/16/2016	<u>213</u>	Letter Requesting Docket Sheet by Plaintiff David A. Schlemm. Mailed requested docket sheet to plaintiff. (Attachments: # <u>1</u> Envelope) (nln),(ps) (Entered: 11/16/2016)
12/05/2016	<u>214</u>	Motion to Alter or Amend Judgment Pursuant to Rule 59 by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (nln),(ps) (Entered: 12/06/2016)
12/05/2016	<u>215</u>	Declaration of David A. Schlemm re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (Attachments: # <u>1</u> Exhibit 1 – Addendum to the Defendant's Proposed Special Verdict, # <u>2</u> Exhibit 2 – Invoice dated 10/7/16 from Carol's Fry Bread, # <u>3</u> Exhibit 9 – excerpt from A Primer on Food Labels, # <u>4</u> Exhibit 10 – Letter from AAG Schmelzer dated 11/22/16, # <u>5</u> Exhibit 11 – Correspondence to Michelle Haese from David Schlemm dated 11/18/16, # <u>6</u> Exhibit 12 – CCE Receipt Complaint Number GBCI–2012–22219, # <u>7</u> Exhibit 13 – Order From January 2017 KFC Sale & Fund Raiser, # <u>8</u> Exhibit 14 – Memo from Jim Schwochert dated 6/21/16 re DAI Policy 309.45.02 Inmate Trust System Deductions – Revised, # <u>9</u> Exhibit 15 – Trust Account Statement from 10/30 – 11/11/16, # <u>10</u> Exhibit 19 – CCE Receipt Complaint Number GBCI–2016–15950, # <u>11</u> Exhibit 20 – ICE Receipt Complaint Number GBCI–2016–22070) (nln),(ps) (Entered: 12/06/2016)
12/05/2016	<u>216</u>	Declaration of Gerald Stevens filed by Plaintiff David A. Schlemm (Exhibit 3) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nln),(ps) (Entered: 12/06/2016)

12/05/2016	<u>217</u>	Declaration of Walter V. Rupar filed by Plaintiff David A. Schlemm (Exhibit 4) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>218</u>	Declaration of Steven Bangle filed by Plaintiff David A. Schlemm (Exhibit 5) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>219</u>	Declaration of Dustin C. Longtin filed by Plaintiff David A. Schlemm (Exhibit 6) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>220</u>	Declaration of Kevin Kaquatosh filed by Plaintiff David A. Schlemm (Exhibit 7) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>221</u>	Declaration of Tony Adams filed by Plaintiff David A. Schlemm (Exhibit 8) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>222</u>	Declaration of Omer Ninham filed by Plaintiff David A. Schlemm (Exhibit 16) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>223</u>	Declaration of William Craig filed by Plaintiff David A. Schlemm (Exhibit 17) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>224</u>	Declaration of Brandon Brunette filed by Plaintiff David A. Schlemm (Exhibit 18) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>225</u>	Declaration of Shaun Thorskrieger Ravenwood–Alexander filed by Plaintiff David A. Schlemm (Exhibit 21) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>226</u>	Declaration of Thomas Blake filed by Plaintiff David A. Schlemm (Exhibit 22) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/05/2016	<u>227</u>	Declaration of Jose Nery filed by Plaintiff David A. Schlemm (Exhibit 23) re: <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. (nlm),(ps) (Entered: 12/06/2016)
12/06/2016		Set Briefing Deadlines as to <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59. Defendant's Brief in Opposition due 12/29/2016. Plaintiff's Brief in Reply due 1/9/2017. (nlm),(ps) (Entered: 12/06/2016)
12/08/2016	<u>228</u>	Letter from plaintiff David A. Schlemm enclosing corrected page 12 to <u>214</u> Motion to Alter or Amend Judgment (Attachments: # <u>1</u> Corrected Page 12 to <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59, # <u>2</u> Envelope) (nlm),(ps) (Entered: 12/08/2016)
12/29/2016	<u>229</u>	Brief in Opposition by Defendant Jon E. Litscher re: <u>214</u> Motion to Alter or Amend Judgment filed by David A. Schlemm, (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 12/29/2016)
12/29/2016	<u>230</u>	Declaration of Michelle Haese re: <u>214</u> Motion to Alter or Amend Judgment. (Schmelzer, Jody),(ps) Modified on 12/30/2016. (lak) (Entered: 12/29/2016)
12/29/2016	<u>231</u>	Disregard. See <u>235</u> . Modified on 12/30/2016. (lak) (Entered: 12/29/2016)
12/29/2016	<u>232</u>	Motion for Finding of Contempt by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 12/29/2016)
12/29/2016	<u>233</u>	Declaration of David A. Schlemm re: <u>232</u> Motion for Finding of Contempt (Attachments: # <u>1</u> Cover Letter and Envelope) (elc),(ps) (Entered: 12/29/2016)

12/29/2016	<u>234</u>	Declaration of Walter V. Rupar 3rd filed by Plaintiff David A. Schlemm re: <u>232</u> Motion for Finding of Contempt (elc),(ps) (Entered: 12/29/2016)
12/29/2016		Set Deadlines as to <u>232</u> Motion for Finding of Contempt. Defendant's Brief in Opposition due 1/12/2017. Plaintiff's Brief in Reply due 1/23/2017. (elc),(ps) (Entered: 12/29/2016)
12/30/2016	<u>235</u>	Declaration of Kelli R. Willard West filed by Defendant Jon E. Litscher re: <u>214</u> Motion to Alter or Amend Judgment, (Attachments: # <u>1</u> Exhibit 1023–Email from West dated 8.14.15, # <u>2</u> Exhibit 1024–Inmate Complaint dated 9.1.16, # <u>3</u> Exhibit 1025–Letter from Schlemm dated 10.23.15) (Schmelzer, Jody),(ps) (Entered: 12/30/2016)
12/30/2016	<u>236</u>	Certificate of Service by Defendant Jon E. Litscher as to <u>235</u> Declaration. (Schmelzer, Jody),(ps) (Entered: 12/30/2016)
01/09/2017	<u>237</u>	Motion for extension of time to file reply brief, by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter and Envelope) (nlm),(ps) (Entered: 01/09/2017)
01/09/2017	238	** TEXT ONLY ORDER ** ORDER granting <u>237</u> Motion for Extension of Time. Plaintiff's Brief in Reply re <u>214</u> Motion to Alter or Amend Judgment Pursuant to Rule 59 due 1/23/2017. Signed by Magistrate Judge Stephen L. Crocker on 1/9/2017. (nlm),(ps) (Entered: 01/09/2017)
01/12/2017	<u>239</u>	Brief in Opposition by Defendant Jon E. Litscher re: <u>232</u> Motion for Finding of Contempt filed by David A. Schlemm, (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) Modified on 1/14/2017. (lak) (Entered: 01/12/2017)
01/27/2017	<u>240</u>	Brief in Reply by Plaintiff David A. Schlemm in Support of <u>214</u> Motion to Alter or Amend Judgment. (Attachments: # <u>1</u> Cover Letters, # <u>2</u> Envelopes) (nlm),(ps) (Entered: 01/27/2017)
01/27/2017	<u>241</u>	Declaration of David A. Schlemm re <u>240</u> Brief in Reply in Support of <u>214</u> Motion to Alter or Amend Judgment. (Attachments: # <u>1</u> Exhibit 1 – Plaintiff letter to Attorneys David Harth and David Anstaett dated 11/23/15, # <u>2</u> Exhibit 2 – Attorney David Anstaett letter to plaintiff dated 12/1/15, # <u>3</u> Exhibit 3 – Complaint GBCI–2016–11433 receipt, # <u>4</u> Exhibit 4 – Michelle Haese Letter to staff and inmates dated 12/2/16, # <u>5</u> Exhibit 5 – Group Complaint GBCI–2016–27811 receipt, # <u>6</u> Exhibit 6 – Group Complaint GBCI–2016–27813 receipt, # <u>7</u> Exhibit 7 – page 9 of Affidavit of Michael Donovan re Greybuffalo v. Bertandt, 3–C–559–C, # <u>8</u> Exhibit 8 – Complaint GBCI–2017–1115, # <u>9</u> Cover letter and envelopes) (nlm),(ps) (Entered: 01/27/2017)
01/27/2017	<u>242</u>	Motion for extension of time to file reply re <u>232</u> motion for finding of contempt, by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (nlm),(ps) (Entered: 01/27/2017)
01/27/2017	243	** TEXT ONLY ORDER ** ORDER granting <u>242</u> motion for extension of time to file reply re <u>232</u> motion for finding of contempt. Plaintiff's Brief in Reply due 2/6/2017. Signed by Magistrate Judge Stephen L. Crocker on 1/27/2017. (nlm),(ps) (Entered: 01/27/2017)
02/08/2017	<u>244</u>	Motion for Extension of Time to file reply in support of motion for contempt by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, Certificate of Service and Envelope) (elc),(ps) (Entered: 02/08/2017)
02/08/2017	<u>245</u>	Addendum to <u>240</u> Brief in Reply in Support of <u>214</u> Motion to Alter or Amend Judgment. (Attachments: # <u>1</u> Cover Letter, Certificate of Service and Envelope) (elc),(ps) (Entered: 02/08/2017)

02/09/2017	246	** TEXT ONLY ORDER ** Plaintiff David Schlemm's second motion (dkt. <u>244</u>) for an extension of time to file his brief in reply to his motion for contempt is GRANTED. Plaintiff may have until February 21, 2017 to submit his reply brief. The clerk's office is directed to send plaintiff a copy of defendants' opposition brief along with this order. Plaintiff is not likely to receive a third extension of this deadline. Signed by Magistrate Judge Stephen L. Crocker on 2/9/2017. (elc),(ps) (Entered: 02/09/2017)
02/27/2017	<u>247</u>	Brief in Reply by Plaintiff David A. Schlemm in Support of <u>232</u> Motion for Finding of Contempt. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Certificate of Service, # <u>3</u> Envelope) (nln),(ps) (Entered: 02/27/2017)
02/27/2017	<u>248</u>	Declaration of David A. Schlemm re <u>247</u> Brief in Reply in support of <u>232</u> Motion for Finding of Contempt. (nln),(ps) (Entered: 02/27/2017)
05/03/2017	<u>249</u>	Motion for Finding of Contempt by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (elc),(ps) (Entered: 05/03/2017)
05/03/2017	<u>250</u>	Declaration of David A. Schlemm re: <u>249</u> Motion for Finding of Contempt. (elc),(ps) (Entered: 05/03/2017)
05/03/2017		Set Deadlines as to <u>249</u> Motion for Finding of Contempt. Defendant's Brief in Opposition due 5/17/2017. Plaintiff's Brief in Reply due 5/24/2017. (elc),(ps) (Entered: 05/03/2017)
05/17/2017	<u>251</u>	Brief in Opposition by Defendant Jon E. Litscher re: <u>249</u> Motion for Finding of Contempt filed by David A. Schlemm, (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 05/17/2017)
05/17/2017	<u>252</u>	Declaration of Michael Donovan filed by Defendant Jon E. Litscher re: <u>249</u> Motion for Finding of Contempt, (Attachments: # <u>1</u> Exhibit 1026 – Incident Report No. 193568) (Schmelzer, Jody),(ps) (Entered: 05/17/2017)
05/17/2017	<u>253</u>	Declaration of Kelli R. Willard West filed by Defendant Jon E. Litscher re: <u>249</u> Motion for Finding of Contempt, (Attachments: # <u>1</u> Exhibit 1027 – Inmate Complaint No. GBCI–2015–21697) (Schmelzer, Jody),(ps) (Entered: 05/17/2017)
05/30/2017	<u>254</u>	Motion for Extension of Time by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Cover Letter, # <u>2</u> Envelope) (jef),(ps) (Entered: 05/30/2017)
06/02/2017	255	** TEXT ONLY ORDER ** ORDER granting plaintiff David Schlemm's <u>254</u> Motion for Extension of Time to file his reply to his second <u>249</u> motion for finding of contempt. Plaintiff's Brief in Reply due 6/9/2017. Signed by Magistrate Judge Stephen L. Crocker on 6/2/2017. (jef),(ps) (Entered: 06/02/2017)
06/02/2017	<u>256</u>	Notice from the Clerk regarding the Prisoner E–Filing Program. (Attachments: # <u>1</u> Prisoner E–Filing Information Packet) (jef),(ps) (Entered: 06/02/2017)
06/08/2017	<u>257</u>	Second Motion for Extension of Time by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Attachment 1 – Health Service Request, # <u>2</u> Attachment 2 – CCE Receipt Complaint Number GBCI–2017–10446, # <u>3</u> Attachment 3 – ICE Receipt Complaint Number GBCI–2017–14087, # <u>4</u> Certificate of Service) (nln),(ps) (Entered: 06/08/2017)
06/08/2017	258	** TEXT ONLY ORDER ** ORDER granting <u>257</u> Second Motion for Extension of Time to file his reply to his second <u>249</u> motion for finding of contempt. Plaintiff's Brief in Reply due 6/16/2017. Signed by Magistrate Judge Stephen L. Crocker on 6/8/2017. (nln),(ps) (Entered: 06/08/2017)

06/16/2017	<u>259</u>	Brief in Reply by Plaintiff David A. Schlemm in Support of Second <u>249</u> Motion for Finding of Contempt. (Attachments: # <u>1</u> Certificate of Service) (nl), (ps) (Entered: 06/16/2017)
06/16/2017	<u>260</u>	Declaration of David A. Schlemm in support of <u>259</u> Reply to second <u>249</u> Motion for Finding of Contempt. (Attachments: # <u>1</u> Exhibit 1 – Offender Complaint, ICE Report and Reviewer's Decision Group Complaint Number GBCI–2012–23276, # <u>2</u> Exhibit 2 – Letter from plaintiff to Michael Donovan, Chaplain dated 10/4/12, # <u>3</u> Exhibit 3 – Inmate Complaint, ICE Report, Reviewing Authority's Decision, Inmate Complaint Appeal Group Complaint Number GBCI–2016–27811, # <u>4</u> Exhibit 4 – Inmate Complaint, ICE Report, Reviewing Authority's Decision, Inmate Complaint Appeal Group Complaint Number GBCI–2016–27813, # <u>5</u> Exhibit 5 – Department of Corrections Work Rules, # <u>6</u> Exhibit 6 – Invoice from Colleen's Garden's & Native American Products dated 1/27/17, # <u>7</u> Exhibit 7 – DOC–237 Property Receipt, # <u>8</u> Exhibit 8 – Adult Conduct Report, # <u>9</u> Exhibit 9 – Letter from plaintiff to Randy Cornelius dated 1/11/17, # <u>10</u> Exhibit 10 – Inmate Complaint, ICE Report, Reviewing Authority's Decision, Complaint Number GBCI–2016–5458, # <u>11</u> Exhibit 11 – Letter from Michelle Haese, Social Services Director to plaintiff dated 3/8/16, # <u>12</u> Exhibit 12 – Inmate Complaint and ICE Receipt Complaint Number GBCI–2017–9034, # <u>13</u> Exhibit 13 – Offender Complaint, ICE Report, Reviewing Authority's Decision, CCE Report, OOS Report Complaint Number GBCI–2008–336) (nl), (ps) (Entered: 06/16/2017)
06/16/2017	<u>261</u>	Declaration of Dustin Harwick filed by Plaintiff David A. Schlemm in support of <u>259</u> reply to second <u>249</u> Motion for Finding of Contempt., (ps) (Main Document 261 replaced on 6/19/2017 to separate out declarations of <u>263</u> Rupar and <u>264</u> Kaquatosh) (nl). (Entered: 06/16/2017)
06/16/2017	<u>262</u>	Motion for Assistance in Recruiting Counsel by Plaintiff David A. Schlemm. (nl), (ps) (Entered: 06/16/2017)
06/16/2017	<u>263</u>	Declaration of Walter V. Rupar filed by Plaintiff David Schlemm re <u>259</u> Brief in Reply to <u>249</u> Motion for Finding of Contempt. (nl), (ps) (Entered: 06/19/2017)
06/16/2017	<u>264</u>	Declaration of Kevin A. Kaquatosh filed by Plaintiff David A. Schlemm re <u>259</u> Brief in Reply to <u>249</u> Motion for Finding of Contempt. (nl), (ps) (Entered: 06/19/2017)
08/08/2017	<u>265</u>	Letter from Plaintiff David Schlemm to Judge Conley providing copy of letter addressed to Kelli Willard–West re: Native American Urg, "Denied Sweat Lodge Ceremony." (Attachments: # <u>1</u> Letter to Kelli Willard–West dated 8/2/2017) (nl), (ps) (Entered: 08/08/2017)
09/07/2017	<u>266</u>	Motion for Finding of Contempt – Noncompliance with Court's Permanent Injunction by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service) (jef), (ps) (Entered: 09/07/2017)
09/07/2017	<u>267</u>	Declaration of David A. Schlemm re: <u>266</u> Motion for Finding of Contempt. (Attachments: # <u>1</u> Exhibits 1–5 – Correspondence, offender complaint, other papers) (jef), (ps) (Entered: 09/07/2017)
09/08/2017		Set Briefing Deadlines as to <u>266</u> Motion for Finding of Contempt. Defendant's Brief in Opposition due 9/25/2017. Plaintiff's Brief in Reply due 10/2/2017. (jef), (ps) (Entered: 09/08/2017)
09/08/2017	<u>268</u>	Letter to Judge Conley from plaintiff David Schlemm re: <u>214</u> Motion to Alter or Amend Judgment. (Attachments: # <u>1</u> Certificate of Service) (jef), (ps) Modified text on 9/12/2017 (jef). (Entered: 09/08/2017)
09/08/2017	<u>269</u>	Declaration of David Schlemm re <u>268</u> Letter re: <u>214</u> Motion to Alter or Amend Judgment. (Attachments:

		# <u>1</u> Exhibits 1-3 – Letter, envelope, business cards) (jef),(ps) Modified text on 9/12/2017 (jef). (Entered: 09/08/2017)
09/19/2017	<u>270</u>	Supplement for Relief Sought re: <u>266</u> Motion for Finding of Contempt filed by David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service) (jef),(ps) (Entered: 09/19/2017)
09/25/2017	<u>271</u>	Brief in Opposition by Defendant Jon E. Litscher re: <u>266</u> Motion for Finding of Contempt filed by David A. Schlemm, (Attachments: # <u>1</u> Certificate of Service) (Schmelzer, Jody),(ps) (Entered: 09/25/2017)
09/25/2017	<u>272</u>	Declaration of Samantha Jandrin filed by Defendant Jon E. Litscher re: <u>266</u> Motion for Finding of Contempt, (Attachments: # <u>1</u> Exhibit 1028 – Unredacted Inmate Classification Report) (Schmelzer, Jody),(ps) Modified on 9/26/2017. (lak) (Entered: 09/25/2017)
09/25/2017	<u>273</u>	Declaration of Kelli R. Willard West filed by Defendant Jon E. Litscher re: <u>266</u> Motion for Finding of Contempt, (Attachments: # <u>1</u> Exhibit 1029 – Religious Property Chart, # <u>2</u> Exhibit 1030 – DAI 309.61.03) (Schmelzer, Jody),(ps) (Entered: 09/25/2017)
09/26/2017	<u>274</u>	ORDER denying plaintiff David Schlemm's motion to alter or amend the judgment (dkt. # <u>214</u>), motions for contempt (dkt. ## <u>232</u> , <u>249</u> , <u>266</u>), and motion for assistance in recruiting counsel (dkt. # <u>262</u>). Signed by District Judge William M. Conley on 9/26/2017. (jef),(ps) (Entered: 09/26/2017)
10/03/2017	<u>275</u>	Motion for Extension of Time by Plaintiff David A. Schlemm. (Attachments: # <u>1</u> Certificate of Service) (jef),(ps) (Entered: 10/03/2017)
10/03/2017	276	** TEXT ONLY ORDER ** On September, 26, 2017 the court denied plaintiff David Schlemm's pending motions, including plaintiff's motion for contempt, dkt. <u>266</u> . Accordingly, plaintiff's motion for extension of time, dkt. <u>275</u> , to file his brief in reply to his dkt. <u>266</u> motion for contempt is DENIED as moot. Signed by Magistrate Judge Stephen L. Crocker on 10/3/2017. (jef),(ps) (Entered: 10/03/2017)
10/12/2017	<u>277</u>	NOTICE OF APPEAL by Plaintiff David A. Schlemm as to <u>274</u> Order, <u>212</u> Judgment. In forma pauperis pending. Docketing Statement filed. (Attachments: # <u>1</u> Docketing Statement, # <u>2</u> Certificate of Service) (jef),(ps) (Entered: 10/12/2017)