

Visited 04/16/2015

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CASE No. 02D09-1301-CT-000003

T Starr Chanse vs. Mr Robbins

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§Case Type: **CT - Civil Tort**
Date Filed: **01/03/2013**
Location: **Allen Superior Court 9**
Case Number History: **02D01-1301-CT-000003**

PARTY INFORMATION

		Attorneys
Defendant	Davis, Richard Parole	
Defendant	Heartzell, Mrs Idoc Case Manager 727 Moon Rd Plainfield, IN 46168	Betsy Mae Isenberg <i>Retained</i> Igcs 5Th Floor 302 W Washington St Indianapolis, IN 46204-2770 317-232-6231(W)
Defendant	Higgins, Deb Classification Of Idoc 727 Moon Rd Plainfield, IN 46168	Betsy Mae Isenberg <i>Retained</i> Igcs 5Th Floor 302 W Washington St Indianapolis, IN 46204-2770 317-232-6231(W)
Defendant	Hobbs, D Mr Idoc Case Worker 727 Moon Rd Plainfield, IN 46168	Betsy Mae Isenberg <i>Retained</i> Igcs 5Th Floor 302 W Washington St Indianapolis, IN 46204-2770 317-232-6231(W)
Defendant	Holder, Barry Greivance Specialist Po Box E 1000 Van Juys Rd New Castle, IN 47362	Adam Garth Forrest <i>Retained</i> 27 North 8Th Street Richmond, IN 47374 765-962-7527(W)
Defendant	Jackson, Steve Idoc Release Specialist 302 W Washington Indianapolis, IN 46204	Elizabeth Rebecca Polleys <i>Retained</i> 302 West Washington Street Indianapolis, IN 46204-2770 317-327-3522(W)
Defendant	Kelsaw, Mia Supervisor Of Parole 3111 W Coliseum Blvd Fort Wayne, IN 46808	
Defendant	King, Chanayan Parole Officer 3111 W Coliseum Blvd Fort Wayne, IN 46808	
Defendant	Knight Stand	

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Idoc Regional Director
302 W Washington St
Indianapolis, IN 46204

Defendant Lafore, Mr
Idoc Case Manager Po Box E
1000 Van Nuys Rd
New Castle, IN 47362

Defendant Lowher, Julie
Commissioner Of Idoc
302 W Washington St
Indianapolis, IN 46204

Defendant Newman, Brian
Director Of Classification
727 Moon Rd
Plainfield, IN 46168

Betsy Mae Isenberg
Retained
Igcs 5Th Floor
302 W Washington St
Indianapolis, IN 46204-2770

317-232-6231(W)

Defendant Robbins, Mr
Idoc Case Worker
727 Moon Rd
Plainfield, IN 46168

Betsy Mae Isenberg
Retained
Igcs 5Th Floor
302 W Washington St
Indianapolis, IN 46204-2770

317-232-6231(W)

Defendant Sexton, Autumn
Idoc Classification Director
1000 Van Nuys Rd Po Box E
New Castle, IN 47362

Defendant Short, Randall
Idoc Superv Offender Placement
302 W Washington St
Indianapolis, IN 46204

Defendant Wrigley, Jeff
Superintendent
1000 Van Nuys Rd Po Box E
New Castle, IN 47362

Adam Garth Forrest
Retained
27 North 8Th Street
Richmond, IN 47374

765-962-7527(W)

Defendant Wynn, Jim
Idoc Classification Director
302 W Washington St
Indianapolis, IN 46204

Plaintiff Chanse, T Starr
Miami C F Doc 993155
3038 West 850 South
Bunker Hill, IN 46914

Pro Se

EVENTS & ORDERS OF THE COURT

01/03/2013 **For Court events prior to 10/14/2013, refer to case file**
Refer to the Court File (manual CCS)

01/03/2013 **Converted Event**
FILING FEES ORDERED WAIVED. RJO: Y

01/03/2013 **Converted Event**
SHERIFF SERVICE OF PROCESS FEE (\$13.00)

01/03/2013 **Converted Event**
COMPLAINT FOR DAMAGES = TYPE OF ACTION

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- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF MARION COUNTY. = DATE SERVED. TYPE OF SERVICE: LEAVING A COPY WITH JULIE LOWHER/EX-DIRECTOR OF RE-ENTRY = DATE RETURNED UNSERVED. REASON: RE: LOWHER JULIE
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENRY COUNTY. 04/05/2013 = DATE SERVED. TYPE OF SERVICE: LEAVING A COPY = DATE RETURNED UNSERVED. REASON: RE: WRIGLEY JEFF
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF. 04/02/2013 = DATE SERVED. TYPE OF SERVICE: LEAVING A COPY WITH THE EMPLOYER = DATE RETURNED UNSERVED. REASON: RE: KELSAW MIA
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENRY COUNTY. 04/05/2013 = DATE SERVED. TYPE OF SERVICE: LEAVING A COPY = DATE RETURNED UNSERVED. REASON: RE: SEXTON AUTUMN
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENRY COUNTY. 04/05/2013 = DATE SERVED. TYPE OF SERVICE: LEAVING A COPY = DATE RETURNED UNSERVED. REASON: RE: HOLDER BARRY
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENRY COUNTY. 04/05/2013 = DATE SERVED. TYPE OF SERVICE: LEAVING A COPY = DATE RETURNED UNSERVED. REASON: RE: LAFLORE MR
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENDRICKS COUNTY. 05/09/2013 = DATE SERVED. TYPE OF SERVICE: COPY LEFT WITH MORGAN F = DATE RETURNED UNSERVED. REASON: RE: HIGGINS DEB
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENDRICKS COUNTY. 05/09/2013 = DATE SERVED. TYPE OF SERVICE: COPY LEFT WITH MORGAN F = DATE RETURNED UNSERVED. REASON: RE: HOBBS D MR
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENDRICKS COUNTY. 05/09/2013 = DATE SERVED. TYPE OF SERVICE: COPY LEFT WITH MORGAN F = DATE RETURNED UNSERVED. REASON: RE: NEWMAN BRIAN
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENDRICKS COUNTY. 05/09/2013 = DATE SERVED. TYPE OF SERVICE: COPY LEFT WITH MORGAN F = DATE RETURNED UNSERVED. REASON: RE: HEARTZELL MRS
- 04/01/2013 **Converted Event**
 SUMMONS AND AMENDED COMPLAINT/PETITION ISSUED FOR SERVICE BY SHERIFF OF HENDRICKS COUNTY. 05/09/2013 = DATE SERVED. TYPE OF SERVICE: COPY LEFT WITH INDIVIDUAL = DATE RETURNED UNSERVED. REASON: RE: ROBBINS MR
- 07/22/2013 **Converted Event** (Judicial Officer: Avery, David J)
 COURT GRANTS DEFENANTS, JULIE LANHAM, RANDAL SHORT STEPHEN JACKSON, MIA KELSAW, CHANDELYN KING, BARRY HOLDER, AND JEFF WRIGLEY'S MOTION TO DISMISS AS TO STARR'S CLAIM THAT THE DEFENDANTS' FAILURE TO PROPERLY COMPUTE OR APPLY THE JAIL CREDIT VIOLATED THE FIFTH AMENDMENT AND THE FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION. RJO: Y
- 07/24/2013 **Converted Event** (Judicial Officer: Avery, David J)
 ***** COUNT II OF THIS CAUSE IS NOW CONSOLIDATED INTO CAUSE NUMBER 02D01-1301-CT-5. IN THE FUTURE COUNT II OF THIS CAUSE WIL BE CONSIDERED PART OF CAUSE NUMBER 02D01-1301-CT-5. *****
- 10/15/2013 **Order Issued**
 As to Plaintiff's documents titled Response From Plaintiff With Memorandum Of Law In Regards To Answer And Statement From The Defendants and Table of Contents , the said documents do not require any action by the Court at this time. As to Plaintiff's Amended's (sic) Portion of the Complaint, the Court is uncertain as to whether Plaintiff is offering the document as an amended complaint. If Plaintiff is offering the document as an amended complaint, the Court strikes the pleading for failure to comply with Trial Rule 15(A). As to Plaintiff's Motion to Issue Subpeona(s) and the subpoenas filed, no trial has been scheduled at this time and therefore the subpoenas fail to have any legal significance at this time. As to Plaintiff's Petition to for Production of Documents and subpoenas, the Court directs counsel for the Indiana Department of Corrections to file a response to Plaintiff's Petition for Production and the accompanying subpoenas that pertain to the Indiana Department of Corrections at a date to be determined by the Court on November 13, 2013. As to the non-parties, Allen County Jail and the Allen Superior Court, the Court denies Plaintiff's Petition for Production of Documents for failure to comply with Trial Rule 34(C). As to Plaintiff's Petition to for Interrogatory Statement, the Court directs counsel for the Indiana Department of Corrections to file a response to Plaintiff's Petition for Interrogatory Statement at a date to be determined by the Court on November 13, 2013. As to the non-parties, Judge Gull, Allen County Prosecutor, and the Allen County confinement officers, the Court denies Plaintiff's Petition for Interrogatory Statements because Trial Rule 33 applies only to parties to the case. As to Plaintiff's Petition to Added on to Answer to the Defendants Answer to the Plaintiff's Complaint, the said document is confusing and therefore the Court does not recognize the said document as having any legal significance to this matter. court to notify. mal
 Order Signed: 10/15/2013
- 10/18/2013 **RJO Entry**
 10/15/2013 Order
 Order Signed: 10/15/2013
- 10/18/2013 **Hearing Scheduling Activity**
 Dispositional Hearing scheduled for 11/13/2013 at 10:00 AM.
- 11/13/2013 **Dispositional Hearing** (10:00 AM) (Judicial Officer Avery, David J)
[Parties Present](#)
 Result: Commenced and concluded
- 11/13/2013 **Order Issued** (Judicial Officer: Avery, David J)
 Hearing conducted on Defts' Joint Motion for Judgment on the Pleadings. The Court takes the motion under advisement. The Court strikes Plt's document titled "The Plaintiff Amended's Portion of the Complaint" for failure to comply with Trial Rule 15. Plt's current pleading is Plt's Amended Complaint file-stamped March 6, 2013. Any other documents styled as an amended complaint are hereby stricken for failure to comply with Trial Rule 15. In addition, the Indiana Department of Corrections is not currently a party to this cause since it was not named as a party in the Amended Complaint file-stamped March 6, 2013. Ct to notify.
 Order Signed: 11/13/2013

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- 12/02/2013 **Motion for Leave to Amend Filed**
Motion to File Amended Complaint.
 Filed By: Chanse, T Starr
 File Stamp: 12/02/2013
- 12/02/2013 **Motion for Summary Judgment Filed**
Pltf's Motion for Summary Judgment
 Filed By: Chanse, T Starr
 File Stamp: 12/02/2013
- 12/17/2013 **Response Filed**
Response to Pltf's Motion for Leave of Court to File Amended Complaint.
 Filed By: Heartzell, Mrs
 Filed By: Higgins, Deb
 Filed By: Hobbs, D Mr
 Filed By: Isenberg, Betsy Mae
 Filed By: Jackson, Steve
 Filed By: Kelsaw, Mia
 Filed By: King, Chanayan
 Filed By: Lowher, Julie
 Filed By: Newman, Brian
 Filed By: Robbins, Mr
 Filed By: Short, Randall
 File Stamp: 12/09/2013
- 12/30/2013 **Response Filed**
Response in Opposition to Pltf's Motion for Summary Judgment.
 Filed By: Heartzell, Mrs
 Filed By: Higgins, Deb
 Filed By: Hobbs, D Mr
 Filed By: Isenberg, Betsy Mae
 Filed By: Jackson, Steve
 Filed By: Kelsaw, Mia
 Filed By: King, Chanayan
 Filed By: Lowher, Julie
 Filed By: Newman, Brian
 Filed By: Robbins, Mr
 File Stamp: 12/20/2013
- 12/30/2013 **Order Granting Motion for Judgment on the Pleadings**
Order issued granting the State Defendants and the New Castle Defendants' Joint Motion for Judgment on the Pleadings (EF). Ct to notify.
 Movant: Forrest, Adam Garth
 Movant: Heartzell, Mrs
 Movant: Higgins, Deb
 Movant: Hobbs, D Mr
 Movant: Holder, Barry
 Movant: Isenberg, Betsy Mae
 Movant: Jackson, Steve
 Movant: Kelsaw, Mia
 Movant: King, Chanayan
 Movant: Lowher, Julie
 Movant: Newman, Brian
 Movant: Robbins, Mr
 Movant: Short, Randall
 Movant: Wrigley, Jeff
 Non-Movant: Chanse, T Starr
 Non-Movant: Davis, Richard Parole
 Non-Movant: Knight Stand
 Non-Movant: Laflore, Mr
 Non-Movant: Sexton, Autumn
 Non-Movant: Wynn, Jim
 Order Signed: 12/30/2013
- 12/30/2013 **Order Denying Motion for Summary Judgment** (Judicial Officer: Avery, David J)
Order issued denying Pltf's Motion for Summary Judgment. Ct to notify.
 Movant: Chanse, T Starr
 Order Signed: 12/30/2013
- 12/30/2013 **Order Issued** (Judicial Officer: Avery, David J)
Order issued responding to Plaintiff's request for leave to file an amended complaint (EF). Ct to notify.
 Order Signed: 12/30/2013
- 01/08/2014 **RJO Entry**
Order or Judgment of the Court
 Order Signed: 12/30/2013
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- 01/08/2014 **Final Judgment entered** (Judicial Officer: Avery, David J)
 Comment (12/30/2013 Judgment for defendants, Julie Lanham, Randall Short, Steven Jackson, Molly Hartzell, Brian Newman, Derrick Hobbs, T. Robbins, Debra Higgins, Barry Holder and Jeff Wrigley against Plaintiff.)

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01/08/2014 **RJO Entry**
Order of Judgment
 Order Signed: 12/30/2013
 Vol./Book 2014, Page 0108

01/21/2014 **Petition Filed**
Petition for Case to be Transferred to Federal District court under 42 USC 1983 Complaint
 Filed By: Chanse, T Starr
 File Stamp: 01/21/2014

01/21/2014 **Order Issued** (Judicial Officer: Avery, David J)
The Court denies Plaintiff's Petition For Case to be Transferred to Federal District Court Under 42 USC 1983. Ct to notify.
 Order Signed: 01/21/2014

01/22/2014 **RJO Entry**
The Court denies Plaintiff's Petition for Case to be Transferred to Federal District Court.
 Order Signed: 01/21/2014
 Vol./Book 2014, Page 0122

03/19/2014 **Case Closed**
 Effective: 03/19/2014

05/14/2014 **Motion Filed**
Motion on Status of Case and to Set the Case for Trial
 Filed By: Chanse, T Starr
 File Stamp: 05/12/2014

05/14/2014 **Order Issued** (Judicial Officer: Avery, David J)
In response to Plaintiff's Motion on Status of Case and to Set the Case for Trial, the Court notes that judgment was entered in favor of the Defendants on December 30, 2013 and the case was ordered closed on March 19, 2014.
 Order Signed: 05/14/2014

05/14/2014 **RJO Entry**
Order or Judgment of the Court
 Order Signed: 05/14/2014
 Vol./Book 2014, Page 514

Please note that any Balance Due does not reflect interest that has accrued since the last payment.