

REGIS GRICE

Plaintiff

V.

Case NO: 18-CV-0923

TAPIO, ET AL.,

Defendants

Plaintiff

Response To Defendant's Proposed Findings of Fact

Plaintiff Regis Grice Hereby submits The following Response to the Defendant (Jeanpierre) Proposed Finding of Fact.

1) Dispute. on November 6, 2018 Plaintiff Grice Filed his initial Complaint Against B. Dittman, Marchant, Tapio. (Regis Grice Affidavit July 12, 2020, Exh. A)

2) Dispute on December 3, 2018 Plaintiff Grice Filed A motion to Amend his Complaint along with A Amended Complaint. The Amended Complaint Added Dr. Jeanpierre as a defendant Alleging Jeanpierre was deliberately Indifferent to A Serious Medical need by denying him Continuous Effective medication. (Regis Grice Affidavit July 12, 2020... Exh B)

3) Undisputed

4) undisputed

5) undisputed

6) undisputed

7) undisputed

8) undisputed

9) undisputed

10) disputed. Plaintiff Grice ~~work~~ was giving A deadline to produce A Expert witness by November 8, 2019. Plaintiff was not required to produce A Expert Per Judge's Order. Further more Plaintiff Requested Appointment of Counsel (3) different times for the mine purpose of getting A Expert Witness. (Dkt 52, Dkt 73, Dkt 26) Expert witnesses are A witness whom only A Lawyer can effectively hire and work with for A prisoner.

~~undisputed~~

- 11) undisputed
- 12) undisputed
- 13) undisputed
- 14) undisputed
- 15) undisputed
- 16) Undisputed

17) Disputed. There is NO Evidence of Record Support that. (Regis Grice Affidavit July 12, 2020 ^{Pr.})

18) UNDisputed

19) UNDisputed and Disputed. The appointments were generally Scheduled by Hsu Staff. But ALSO Doctors/ACP Can Schedule Appointments to see Prisoners Sooner As Well. (Regis Grice ~~Affidavit July 12, 2020~~ Declaration June 25, 2020 Ex 24, Hsu Response ^{Also} ~~Ex 26~~)

20) Disputed. There IS NO Evidence of Record to Support Jeanpierre Cancel Scheduled Appointments to Address Urgent or Emergent medical needs of Other Inmates. (Regis Grice Affidavit July 12, 2020 ~~Pr. 6~~)

21) UNDisputed

22) UNDisputed

23) UNDisputed

24) UNDisputed

25) UNDisputed

26) UNDisputed

27) UNDisputed

28) UNDisputed

29) UNDisputed

30) UNDisputed

31) Dispute/UNDisputed. Plaintiff began physical therapy for his left hip at WCC on October 24, 2018. His last physical therapy appointment was on December 5, 2018. ~~When the agreed~~ ^{Pr.} has been in effective in treating As his Pain remains so High, Grice has No other option then to d/c assoc, to Pain not managed. (Regis Grice ~~Affidavit July 12, 2020~~ Exhibit A Hsu 149)

32) Dispute/UNDisputed. Plaintiff Grice hip Pain Started April 2017. Regis Grice ~~Affidavit~~ ^{Pr.} Declaration June 25, 2020 Ex 59

33) UNDisputed

34) Disputed. On 3-16-18 Plaintiff had A X RAY done and the Conclusion was Severe degenerative Changes Left hip. (Regis Grice ~~Affidavit July 12, 2020~~ Declaration June 25, 2020 Ex 1)

35) UNDisputed

37) UNDisputed

38) Disputed. Plaintiff Grice was Requesting to see defendant before the 4th of December 2018 Plaintiff and PT Richard Bartz was Requesting to be seen November 21, 2018, On December 7 2018 (HSM) moved Plaintiff up to see Provider "Soon," (Regis Grice Declaration June 25, 2020 Ex 21-29)

39) UNDisputed

40) UNDisputed

41) Dispute. On 3-16-18 Plaintiff had A X-RAY done and the Conclusion was Severe degenerative Change Left hip (Regis Grice Declaration June 25, 2020 Ex 1) and Ex 51

42) UNdisputed

43) UNdisputed

44) UNdisputed

45) UNdisputed/Disputed. On December 26, 2018 Plaintiff Grice went off-site to Waupun Memorial Hospital And had An MRI of His Left hip. The MRI Report indicated Moderate Left hip osteoarthritis with degenerative Change. On "MD" Eric R Nelson Report Dated 1-8-2019 Plaintiff Diagnostic Radiology Impression Severe degenerative arthritis Involving the Left hip Joint. ~~on 1-8-2019~~ From Plaintiff 1-8-2019 ~~report~~ Report Eric R. Nelson Concluded The Left hip show Advanced degenerative Change. Nelson also Reviewed the MRI From 12/2018 That Simply Confirms degenerative Change, The radiologic Report From the MRI document what they describe as only moderate degenerative Change but having seen the Plain Films I think that the Adjective moderate is an inaccurate Understatement of his disease (Regis Grice Declaration June 25, 2020 Ex 35, 38-40)

46) UNdisputed

47) UNdisputed

48) UNdisputed

49) UNdisputed

50) Disputed. From Record there is no Evidence Nurse Robert Weinman ~~Noted~~ Reviewed MRI or Saw Jeanpierre Review it. Also There's no ~~Robert~~ Record that Robert Charted that Jeanpierre was waiting for results. Robert Weinman Name is not on any of the documents the defendant is Referring to in there Propose Finding

51) Disputed. From Record there is no Record Evidence that Nurse Robert Weinman Email Jeanpierre Advising that Grice desired an Increased in his Gabapentin. ~~Defendants~~ Defendants Evidence show increase in medication but no Evidence point to Robert Emailing Jeanpierre. (Schneider Decl. Ex A H&U 117, 140) Don't Have know Record of Robert Weinman.

52) Undisputed

53) Undisputed

54) Undisputed

55) Undisputed

56) Undisputed

57) Undisputed

58) Undisputed

59) Undisputed

60) Undisputed

61) Undisputed

62) Undisputed

63) Undisputed

64) Undisputed

65) Undisputed

66) Undisputed

67) Undisputed

68) Undisputed

69) Undisputed

70) Undisputed

71) Disputed. Since Plaintiff was at Dodge Correctional he ~~was~~ Requested Surgery.
(Regis Grice Declaration June 25, 2020 Ex 2)

72) Undisputed

73) Undisputed

74) disputed. Plaintiff Grice ~~was~~ Initial Assessment at WCI was dated 3-23-18
And From that Assessment was order A Low Bunk and moderate Activity. As of Date
3-23-18 Dr. Jeanpierre wasn't even working at (WCI), This is ~~revealed~~ Recorded From
The defendants Evidence (Schneider Decl., Ex A, HSU 3, 22).
Also Pt Order ICE therapy dated 10-31-18 And At this time Jeanpierre was not
my Doctor/Provider. From Plaintiff Record At hand Both ICE / Low Bunk was already Request for him
Before defendant was his provider. (Regis Grice Affidavit July 12, 2020 Ex C)

75) ~~UNDISPUTED~~

76) UNDisputed

77) UNDisputed

78) Undisputed

79) Undisputed

80) Undisputed

81) Undisputed

82) Undisputed

83) Undisputed

84) Disputed. Plaintiff Grice waited and Never Received the medication defendant Supposedly Claim to have order. Plaintiff Grice Evidence show he was complaining because he didn't receive medication From the Dates of (6-10-19 - 7-24-19) Regis Grice Declaration June 25, 2020 Ex 56, 57) Also Regis Grice Affidavit July 12, 2020 Ex D, E, F)

85) Disputed. Plaintiff Evidence show he never received supposedly order medication. Plaintiff Grice Evidence support he couldn't have received medication because All Evidence point to him complaining about not having any. (Regis Grice Declaration June 25, 2020 Ex 56, 57) Evidence Ex 56 support Plaintiff Received medication 7/25/19. And Further Evidence show Plaintiff Request for needed medication. (Regis Grice Affidavit July 12, 2020 Ex E, D, E, F)

86) Undisputed

87) Undisputed

88) Undisputed

89) Undisputed

90) Disputed. The Evidence support Plaintiff Grice was refused Medical Attention by canceling Appointments Multiple times. To be Exactly DR Jeanpierre Cancel more than 4 Appointments Dated 1/29/16-2-19/6-5-19/2-19-19) Without any Justification. (Regis Grice Declaration June 25, 2020 Ex 64, 65) Also Regis Grice Affidavit July 12, 2020 Ex (G, H)

91) Disputed The Evidence support Plaintiff Grice, Jeanpierre didn't provide timely Responses to Grice medication Request. On 11-22-18 HSB Response they wrote back MRI Ortho Consult And Follow up with Dr. Jeanpierre in next 2 months. (Reg. The Evidence show I waited At least 3 weeks. Jeanpierre supposedly order me meds 6-16-19 and yet I received the medication Once new (ACP) Ms. Moore order them on 7-25-19. This Leaving me to wait 46 days. Regis Grice Declaration June 25, 2020 Ex 23-29, 45, 57, Par 36, 73) Regis Grice Affidavit July 12, 2020, Ex D)

92) Undisputed

93) Disputed. Plaintiff Grice was left in pain multiple times. Jeanpierre did not provide Care and treatment based on a Professional Medical Standard. The Record support The Claim that Dr Jeanpierre Failed to make sure I received medication. Jeanpierre supposedly order meds 6-16-19. Plaintiff never received the medication. (Regis Grice Declaration June 25, 2020 Ex 23-29, 45, 57, Par 36, 73) Regis Grice July 12, 2020 Ex D)

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94) Disputed... Jeanpierre did not provide care within the Standard of Care. Plaintiff Grice Points & Reflex off the Record, Plaintiff Grice Cancel Appointments After Stated in some being in Excruciating pain and not making sure Plaintiff Received Needed medication is Far From Standard of Care. (Plaintiff Regis Grice Declaration June 25, 2020 Ex 23-29, 45, 57, Par 36, 73)

95) Disputed Dr Jeanpierre was deliberately indifferent to a serious medical need of Grice. From the Record its clearly shown that Plaintiff did have A serious medical need, that Plaintiff tried and did let staff and Dr Jeanpierre know of pain and condition. Plaintiff Evidence points even to the Pt informing Dr. Jeanpierre of Plaintiff Condition. And From the Record Plaintiff can point to Jeanpierre disregard to Plaintiff Condition. (Regis Grice Declaration June 25, 2020 Ex 20 - 76)

Regis Grice

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Dated July 12, 2020