

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
CENTRAL DIVISION**

JASON LYNCH

PLAINTIFF

v.

No. 4:24-cv-00740-LPR-BBM

DOES 2-3, CAPT. CLAYNTON EDWARDS, LT. ROSS
SGT. SWINDLE, SGT. WORKMAN, SGT. ROGERS,
CO WOOD, SGT. SCILER, CO GOODWIN, ASHLEY WATTS
KATYNN SMITH, TURNKEY, DOE 1

DEFENDANTS.

**MEDICAL DEFENDANTS' NOTICE REGARDING
PLAINTIFF'S SUPPLEMENTAL FILINGS**

COME NOW Defendants Turn Key Health Clinics, LLC; Nurse Kaitlyn Smith; and Nurse Ashley Watts (collectively, the "Medical Defendants") and respectfully submit this Notice to bring to the Court's attention certain procedural irregularities in Plaintiff's recent filings.

I. INTRODUCTION

Since the Medical Defendants filed their respective Answers and their Motion for More Definite Statement on February 17, 2026, Plaintiff has filed approximately nineteen (19) documents over a ten-day period. Several of these filings are procedurally improper under the Federal Rules of Civil Procedure. The Medical Defendants file this Notice to preserve their objections and to assist the Court in managing the docket.

II. UNAUTHORIZED REPLIES TO ANSWERS

On February 26, 2026, Plaintiff filed two documents styled as replies to the Medical Defendants' Answers:

- ECF No. 106: "Plaintiff's Reply to Defendant Turn Key Health Clinics, LLC's Answer and Affirmative Defenses"
- ECF No. 107: "Plaintiff's Response to Defendant Watts & Smith's Answer to Third Amended Complaint"

Federal Rule of Civil Procedure 7(a) sets forth the pleadings allowed in federal court. A reply to an answer is not among the permissible pleadings unless ordered by the Court. FED. R. CIV. P. 7(a)(7). No such order has been entered in this case.

The Medical Defendants preserve their objection to these filings and respectfully note that they are not required to respond to unauthorized pleadings. The Medical Defendants do not waive any defenses or affirmative defenses by declining to respond to ECF Nos. 106 and 107.

III. PLAINTIFF'S VOLUNTARY "MORE DEFINITE STATEMENT"

On March 2, 2026, Plaintiff filed ECF No. 115, styled as "Plaintiff's More Definite Statement Regarding Medical Care and Retaliation Claims." This 13-page document was filed voluntarily, apparently in response to the Medical Defendants' pending Motion for More Definite Statement.

This filing is procedurally improper for several reasons. Plaintiff's voluntary filing does not amend or supersede the Third Amended Complaint (ECF No. 45), which remains the operative pleading, and the filing is not docketed as a motion for leave to amend or as an amended complaint. Moreover, in accordance with local practice and judicial precedent, a plaintiff's voluntary filing of a "More Definitive Statement" or supplemental pleading in response to a Rule 12(e) motion is insufficient to satisfy the requirements of the rule. In Duncan v. U.S. F.B.I., No. 4:06-CV-1604 (E.D. Ark. 2007), the plaintiff attempted to comply with a pending Rule 12(e) motion by submitting a document titled "A More Definitive Statement" rather than filing an amended

complaint. The court rejected this approach, granting the defendant's motion to strike the supplemental document and ordering the plaintiff to file an amended complaint that included the necessary information. In doing so, the court emphasized that Rule 12(e) requires the filing of an amended complaint rather than a separate supplemental document, underscoring the judicial preference for a single, comprehensive pleading that clearly sets forth the claims and details. This case illustrates that supplemental documents do not satisfy Rule 12(e) and that compliance requires an amended complaint consistent with local rules and court orders.

Further, the Medical Defendants note that ECF No. 115 demonstrates Plaintiff possesses the information necessary to provide a more definite statement of his claims. However, the proper procedure is to amend the complaint, not to file supplemental narratives that sit outside the operative pleading.

ECF No. 115 does not cure the deficiencies identified in the Medical Defendants' Motion for More Definite Statement, which remains pending before the Court. The Medical Defendants deny any new factual allegations contained in ECF No. 115 to the extent such a denial is necessary.

IV. PREMATURE SUMMARY JUDGMENT FILINGS

Beginning March 2, 2026, Plaintiff filed three documents addressing summary judgment:

- ECF No. 113: "Plaintiff's Omnibus Motion and Memorandum of Law in Opposition to Dismissal, Summary Judgment, and Assertions of Immunity" (filed March 2, 2026)
- ECF No. 114: "Plaintiff's Definitive Statement of Facts" in support of ECF No. 113 (filed March 2, 2026)
- ECF No. 123: "Plaintiff's Addendum to Omnibus Motion at Doc. 113" (filed March 6, 2026)

No defendant has filed a motion for summary judgment in this case. These filings are premature and not responsive to any pending motion. The Medical Defendants preserve their objection to these filings.

V. MEDICAL DEFENDANTS' POSITION

The Medical Defendants respectfully state as follows:

1. The Medical Defendants do not waive any defenses, affirmative defenses, or objections by declining to respond to Plaintiff's unauthorized or premature filings.
2. To the extent any response is deemed necessary, the Medical Defendants deny all factual allegations contained in ECF Nos. 106, 107, 113, 114, 115, and 123.
3. The Third Amended Complaint (ECF No. 45) remains the operative pleading. Plaintiff's supplemental filings do not amend, supplement, or supersede that pleading.
4. The Medical Defendants' Motion for More Definite Statement remains pending and is unaffected by Plaintiff's supplemental filings.

VI. CONCLUSION

The Medical Defendants file this Notice solely to preserve the record and to bring these procedural irregularities to the Court's attention. The Medical Defendants respectfully request the Court note these matters in managing this case.

Respectfully submitted,

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CERTIFICATE OF SERVICE

This is to certify that on the 13th day of March, 2026, I electronically transmitted the above document to the Clerk of Court using the ECF System for filing. Based on the records currently on file, the Clerk of Court will transmit a Notice of Electronic Filing to the following ECF registrants:

Kaylen S. Lewis

lewis@joneslawfirm.com

I also certify that I served the following, who is not a registered participant of the ECF System for filing, via first class mail postage prepaid:

Jason Lynch, #07405-510

El Reno FCI

Inmate Mail/Parcels

PO Box 1500

El Reno, OK 73036

Plaintiff, pro-se

s/ Rylie Slone

Rylie Slone