

**U.S. District Court
Southern District of Indiana (Indianapolis)
CIVIL DOCKET FOR CASE #: 1:09-cv-00842-TWP-MJD**

ACLU OF INDIANA – INDIANA UNIVERSITY SCHOOL
OF LAW – INDIANAPOLIS CHAPTER, et al v. THE
INDIVIDUAL MEMBERS OF THE INDIANA STATE
BOARD OF LAW EXAMINERS
Assigned to: Judge Tanya Walton Pratt
Referred to: Magistrate Judge Mark J. Dinsmore
Cause: 42:1983 Civil Rights Act

Date Filed: 07/07/2009
Date Terminated: 10/06/2011
Jury Demand: None
Nature of Suit: 446 Civil Rights:
Americans with Disabilities – Other
Jurisdiction: Federal Question

Plaintiff

AMANDA PERDUE
*on their own behalf and on behalf of a
class of those similarly situated*

represented by **Kenneth J. Falk**
ACLU OF INDIANA
1031 East Washington Street
Indianapolis, IN 46202-3952
(317) 635-4059 x104
Fax: (317) 635-4105
Email: kfalk@aclu-in.org
ATTORNEY TO BE NOTICED

Plaintiff

**ACLU OF INDIANA – INDIANA
UNIVERSITY SCHOOL OF LAW –
INDIANAPOLIS CHAPTER**

represented by **Kenneth J. Falk**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

**THE INDIVIDUAL MEMBERS OF
THE INDIANA STATE BOARD OF
LAW EXAMINERS**
in their official capacities

represented by **Anthony W. Overholt**
FROST BROWN TODD LLC
(Indianapolis)
201 North Illinois Street, Suite 1900
P.O. Box 44961
Indianapolis, IN 46244-0961
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ATTORNEY TO BE NOTICED

Darren Andrew Craig
FROST BROWN TODD LLC
201 North Illinois Street, Suite 1900
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Email: dcraig@fbtlaw.com
ATTORNEY TO BE NOTICED

Interested Party

ROBERT M. SHAW

represented by **ROBERT M. SHAW**
1215 N. Jefferson Ave.
Indianapolis, IN 46201
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| Date Filed | # | Docket Text |
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| 07/07/2009 | <u>1</u> | COMPLAINT against THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS filed by JANE DOE. (Attachments: # <u>1</u> application)(DH) (Entered: 07/07/2009) |
| 07/07/2009 | <u>2</u> | CIVIL COVER SHEET filed by Plaintiff, JANE DOE. (DH) (Entered: 07/07/2009) |
| 07/07/2009 | <u>3</u> | RECEIPT #IP013486 in the amount of \$350.00 for filing fee. (DH) (Entered: 07/07/2009) |
| 07/07/2009 | <u>4</u> | Summons Issued as to THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (DH) (Entered: 07/07/2009) |
| 07/07/2009 | <u>5</u> | NOTICE of Appearance by Kenneth J. Falk on behalf of Plaintiff, JANE DOE. (DH) (Entered: 07/07/2009) |
| 07/07/2009 | <u>6</u> | MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (DH) (Entered: 07/07/2009) |
| 07/07/2009 | <u>7</u> | MOTION to Proceed by Anonymous Name and Motion to Seal Affidavit Containing Actual Name, filed by Plaintiff JANE DOE. (Attachments: # <u>1</u> Affidavit "Jane Doe", # <u>2</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 07/07/2009) |
| 07/07/2009 | <u>8</u> | BRIEF/MEMORANDUM in Support re <u>7</u> MOTION to Proceed by Anonymous Name and Motion to Seal Affidavit Containing Actual Name, filed by Plaintiff JANE DOE. (Falk, Kenneth) (Entered: 07/07/2009) |
| 07/07/2009 | <u>9</u> | MOTION to Certify Class, filed by Plaintiff JANE DOE. (Falk, Kenneth) (Entered: 07/07/2009) |
| 07/07/2009 | <u>10</u> | BRIEF/MEMORANDUM in Support re <u>9</u> MOTION to Certify Class, filed by Plaintiff JANE DOE. (Falk, Kenneth) (Entered: 07/07/2009) |
| 07/13/2009 | <u>11</u> | NOTICE of Appearance by Laura Lee Bowker on behalf of Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 07/13/2009) |
| 07/14/2009 | <u>12</u> | Unopposed MOTION for Extension of Time to August 26, 2009 to file response to <u>9</u> MOTION to Certify Class, <u>7</u> MOTION to Proceed by Anonymous Name and Motion to Seal Affidavit Containing Actual Name, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order)(Bowker, Laura) (Entered: 07/14/2009) |
| 07/15/2009 | <u>13</u> | ORDER granting defts' <u>12</u> Motion for Extension of Time to File Response re <u>9</u> MOTION to Certify Class and <u>7</u> MOTION to Proceed by Anonymous Name and Motion to Seal Affidavit Containing Actual Name. Response due by 8/26/2009. Signed by Magistrate Judge Tim A. Baker on 7/15/2009. (SWM) Modified on 7/15/2009 (SWM). (Entered: 07/15/2009) |
| 07/20/2009 | <u>14</u> | NOTICE of Parties' First Extension of Time, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 07/20/2009) |
| 07/27/2009 | <u>15</u> | MOTION for Preliminary Injunction, filed by Plaintiff JANE DOE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 07/27/2009) |
| 07/27/2009 | <u>16</u> | BRIEF/MEMORANDUM in Support re <u>15</u> MOTION for Preliminary Injunction, filed by Plaintiff JANE DOE. (Falk, Kenneth) (Entered: 07/27/2009) |
| 07/29/2009 | <u>17</u> | RETURN of Service by CMRRR, filed by JANE DOE. THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS served on 7/13/2009. (Falk, Kenneth) (Entered: 07/29/2009) |
| 08/04/2009 | <u>18</u> | Unopposed MOTION for Extension of Time to August 28, 2009 to file response to <u>15</u> MOTION for Preliminary Injunction, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order)(Bowker, Laura) (Entered: 08/04/2009) |
| 08/08/2009 | <u>19</u> | ORDER denying pltf's <u>7</u> Motion to proceed under an anonymous name and to seal affidavit containing actual name. Pltf shall file an amended complaint w/i 14 days that identifies her by name (see Order for other details). Signed by Magistrate Judge Tim |

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| | | A. Baker on 8/8/09. (SWM) (Entered: 08/10/2009) |
| 08/10/2009 | <u>20</u> | ORDER granting defts' <u>18</u> Motion for Extension of Time to File Response re <u>15</u> MOTION for Preliminary Injunction. Response due by 8/28/2009. Signed by Magistrate Judge Tim A. Baker on 8/10/09. (SWM) (Entered: 08/11/2009) |
| 08/17/2009 | <u>21</u> | ORDER Setting Settlement Conference and Related Deadlines. SCHEDULING ORDER: Settlement Conference set for 9/4/2009 10:30 AM in room #234 before Magistrate Judge Tim A. Baker. Confidential settlement statements due three business days prior to the conference (see Order for other details). Signed by Magistrate Judge Tim A. Baker on 8/17/09.(SWM) (Entered: 08/18/2009) |
| 08/20/2009 | <u>22</u> | OBJECTION to Magistrate Judge's Order Denying Plaintiff's Motion to Proceed by Anonymous Name and Motion to Seal Affidavit Containing Actual Name -- Motion for the Court to Review and Reverse Magistrate Judge's Decision by JANE DOE. (Falk, Kenneth) (Entered: 08/20/2009) |
| 08/20/2009 | <u>23</u> | MEMORANDUM re <u>22</u> Objection - in Support of Objections to Magistrate Judge's Order Denying Plaintiff's Motion to Proceed by Anonymous Name and Motion to Seal Affidavit Containing Actual Name -- Motion for the Court to Review and Reverse Magistrate Judge's Decision, filed by Plaintiff JANE DOE. (Falk, Kenneth) Modified on 8/21/2009 (DWH). (Entered: 08/20/2009) |
| 08/20/2009 | <u>24</u> | MOTION for Extension of Time to <i>File Amended Complaint</i> , filed by Plaintiff JANE DOE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 08/20/2009) |
| 08/26/2009 | <u>25</u> | RESPONSE in Opposition re <u>9</u> MOTION to Certify Class, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 08/26/2009) |
| 08/28/2009 | <u>26</u> | ORDER granting pltf's <u>24</u> Motion for Extension of Time to File amended complaint. IT IS THEREFORE ORDERED that the time within which plaintiff must file an amended complaint that identifies her by name is extended until 14 days after a ruling on her Objections to Magistrate Judge's Order Denying Plaintiffs Motion to Proceed by Anonymous Name and Motion to Seal Affidavit Containing Actual Name Motion for the Court to Review and Reverse Magistrate Judge pursuant to Rule 72(a) of the Federal Rules of Civil Procedure, in the event that the Magistrate Judges Order is affirmed. Signed by Magistrate Judge Tim A. Baker on 8/28/2009. (SWM) (Entered: 08/28/2009) |
| 08/28/2009 | <u>27</u> | MOTION to Dismiss for Lack of Jurisdiction, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 08/28/2009) |
| 08/28/2009 | <u>28</u> | BRIEF/MEMORANDUM in Support re <u>27</u> MOTION to Dismiss for Lack of Jurisdiction, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 08/28/2009) |
| 08/28/2009 | <u>29</u> | RESPONSE in Opposition re <u>15</u> MOTION for Preliminary Injunction, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 08/28/2009) |
| 09/01/2009 | <u>30</u> | MOTION for Extension of Time to September 30, 2009 to file reply to <u>15</u> MOTION for Preliminary Injunction, <u>9</u> MOTION to Certify Class, MOTION for Extension of Time to September 30, 2009 to file response to <u>27</u> MOTION to Dismiss for Lack of Jurisdiction, filed by Plaintiff JANE DOE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 09/01/2009) |
| 09/02/2009 | <u>31</u> | RESPONSE in Opposition to Plaintiff's Motion to Proceed Under Pseudonym, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 09/02/2009) |
| 09/03/2009 | <u>32</u> | NOTICE of Appearance by Donald G. Banta on behalf of Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Banta, Donald) (Entered: 09/03/2009) |

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| 09/08/2009 | <u>33</u> | ORDER granting <u>30</u> Motion for Extension of Time to File Reply re <u>9</u> MOTION to Certify Class, and <u>15</u> MOTION for Preliminary Injunction, (Reply due by 9/30/2009); granting <u>30</u> Motion for Extension of Time to File Response <u>27</u> MOTION to Dismiss for Lack of Jurisdiction (Response due by 9/30/2009). Signed by Magistrate Judge Tim A. Baker on 9/8/2009. (CBU) (Entered: 09/08/2009) |
| 09/10/2009 | <u>34</u> | ORDER on 9/4/2009, Settlement Conference. Parties appeared in person and by counsel. Settlement discussions were held, but no settlement was reached. Plaintiffs shall serve an updated settlement demand by September 16, 2009. Defendants shall serve a response promptly following the upcoming Board of Law Examiners meeting. The parties shall submit (not file) courtesy copies of the demand/response to the Magistrate Judge at the time of service. Signed by Magistrate Judge Tim A. Baker on 9/10/2009.(SWM) (Entered: 09/10/2009) |
| 09/16/2009 | <u>35</u> | REPLY in Support of Motion re <u>7</u> MOTION to Proceed by Anonymous Name and Motion to Seal Affidavit Containing Actual Name, filed by Plaintiff JANE DOE. (Falk, Kenneth) (Entered: 09/16/2009) |
| 09/29/2009 | <u>36</u> | Second MOTION for Extension of Time to October 7, 2009 to file reply to <u>27</u> MOTION to Dismiss for Lack of Jurisdiction, <u>15</u> MOTION for Preliminary Injunction, <u>9</u> MOTION to Certify Class <i>UNOPPOSED</i> , filed by Plaintiff JANE DOE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) Modified on 9/29/2009 (DWH). (Entered: 09/29/2009) |
| 09/30/2009 | <u>37</u> | ORDER granting pltf's <u>36</u> Motion for extension of time to file reply in support of motion for preliminary injunction and motion for class certification and response in opposition to motion to dismiss to 10/7/09. Signed by Magistrate Judge Tim A. Baker on 9/30/09. (SWM) (Entered: 10/01/2009) |
| 10/07/2009 | <u>38</u> | AMENDED COMPLAINT – <i>Class Action</i> against THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS, filed by all plaintiffs. (Attachments: # <u>1</u> Bar Application)(Falk, Kenneth) (Entered: 10/07/2009) |
| 10/07/2009 | <u>39</u> | NOTICE of Appearance by Kenneth J. Falk on behalf of Plaintiff ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter. (Falk, Kenneth) (Entered: 10/07/2009) |
| 10/07/2009 | <u>40</u> | NOTICE of Filing of Affidavits by all plaintiffs (Attachments: # <u>1</u> Affidavit Zoe Meier, # <u>2</u> Affidavit Jane Doe) (Falk, Kenneth) (Entered: 10/07/2009) |
| 10/07/2009 | <u>41</u> | Amended MOTION to Certify Class, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE. (Falk, Kenneth) (Entered: 10/07/2009) |
| 10/07/2009 | <u>42</u> | BRIEF/MEMORANDUM in Support re <u>41</u> Amended MOTION to Certify Class / Reply Memorandum in Support of Motion for Class Certification, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE. (Falk, Kenneth) (Entered: 10/07/2009) |
| 10/07/2009 | <u>43</u> | RESPONSE in Opposition re <u>27</u> MOTION to Dismiss for Lack of Jurisdiction and Reply Memorandum in Support re <u>15</u> Motion for Preliminary Injunction, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE. (Falk, Kenneth) (Entered: 10/07/2009) |
| 10/07/2009 | <u>44</u> | NOTICE of Correction of Certificate of Service, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE (Falk, Kenneth) (Entered: 10/07/2009) |
| 10/09/2009 | <u>45</u> | Reassignment of Case to Judge Jane Magnus–Stinson. Magistrate Judge Tim A. Baker no longer assigned to the case. Please include the new case number, 1:09–cv–0842–WTL–JMS, on all future filings in this matter. (DH) (Entered: 10/09/2009) |
| 10/15/2009 | <u>46</u> | MOTION for Extension of Time to November 16, 2009 to Respond to Amended Class Action Complaint for Declaratory and Injunctive Relief <u>38</u> , Plaintiffs Memorandum in Opposition to Defendants Motion to Dismiss and Reply Memorandum in Support of Motion for Preliminary Injunction <u>43</u> , and Plaintiffs Amended Motion for Class Certification <u>41</u> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE |

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| | | INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order)(Bowker, Laura) (Entered: 10/15/2009) |
| 10/19/2009 | <u>47</u> | ORDER granting <u>46</u> Motion for Extension of Time to November 16, 2009 to respond to Plaintiff's pending motions. Signed by Judge Jane Magnus-Stinson on 10/19/2009. (LBK) (Entered: 10/19/2009) |
| 11/03/2009 | <u>48</u> | SCHEDULING ORDER: This matter is hereby set for a Hearing on Plaintiff Jane Does Motion for Preliminary Injunction (dkt. 15) on Friday, December 18, 2009 at 9:00 a.m. in Courtroom 307 of the Birch Bayh Federal Building and U.S. Courthouse. Signed by Judge William T. Lawrence on 11/3/2009.(JHO) (Entered: 11/03/2009) |
| 11/16/2009 | <u>49</u> | REPLY in Support of Motion re <u>27</u> MOTION to Dismiss for Lack of Jurisdiction, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 11/16/2009) |
| 11/16/2009 | <u>50</u> | RESPONSE in Opposition re <u>41</u> Amended MOTION to Certify Class, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 11/16/2009) |
| 11/16/2009 | <u>51</u> | ENTRY FOR NOVEMBER 16, 2009. This cause is set for a telephonic discovery conference on November 19, 2009 at 2:00 P.M. Counsel shall call the Court at 317-229-3670. Signed by Judge Jane Magnus-Stinson on 11/16/2009.(MRI) (Entered: 11/16/2009) |
| 11/19/2009 | <u>52</u> | Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephone Discovery Conference held on 11/19/2009 and parties address Plaintiff's discovery seeking certain anonymous information concerning bar applicants. Defendants will file a motion for protective order by November 30, 2009 addressing both the confidentiality and burden claims. Plaintiff will file a quick response, no reply is necessary. Plaintiff will file a brief sur-reply concerning Defendants' motion to dismiss in light of recent amendments to the complaint also by November 30, 2009. (SWM) (Entered: 11/20/2009) |
| 11/30/2009 | <u>53</u> | Surreply re <u>27</u> MOTION to Dismiss for Lack of Jurisdiction, filed by Plaintiffs ACLU of Indiana - Indiana University School of Law - Indianapolis Chapter, JANE DOE. (Attachments: # <u>1</u> Affidavit Jane Doe (Supplemental))(Falk, Kenneth) (Entered: 11/30/2009) |
| 11/30/2009 | <u>54</u> | MOTION for Protective Order, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 11/30/2009) |
| 11/30/2009 | <u>55</u> | BRIEF/MEMORANDUM in Support re <u>54</u> MOTION for Protective Order <i>and in Opposition to Motion to Compel</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 11/30/2009) |
| 11/30/2009 | <u>56</u> | REPLY in Support of Motion re <u>41</u> Amended MOTION to Certify Class, filed by Plaintiffs ACLU of Indiana - Indiana University School of Law - Indianapolis Chapter, JANE DOE. (Attachments: # <u>1</u> Affidavit Zoe Meier (Supplemental), # <u>2</u> Exhibit Interrogatories)(Falk, Kenneth) (Entered: 11/30/2009) |
| 12/01/2009 | <u>57</u> | RESPONSE in Opposition re <u>54</u> MOTION for Protective Order, filed by Plaintiffs ACLU of Indiana - Indiana University School of Law - Indianapolis Chapter, JANE DOE. (Attachments: # <u>1</u> Response to Interrogatories, # <u>2</u> Indiana Bar Exam Statistics)(Falk, Kenneth) (Entered: 12/01/2009) |
| 12/08/2009 | <u>60</u> | ENTRY ON DEFENDANTS' MOTION TO DISMISS: For the foregoing reasons, the Defendants' Motion to Dismiss <u>27</u> is DENIED **SEE ENTRY**. Signed by Judge William T. Lawrence on 12/8/2009. (DWH) (Entered: 12/10/2009) |
| 12/10/2009 | <u>58</u> | MOTION for Continuance, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Order Granting Motion for Continuance)(Bowker, Laura) (Entered: 12/10/2009) |

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| 12/10/2009 | <u>59</u> | BRIEF/MEMORANDUM in Support re <u>58</u> MOTION for Continuance, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Bowker, Laura) (Entered: 12/10/2009) |
| 12/11/2009 | <u>61</u> | ORDER ON DEFENDANTS' MOTION FOR CONTINUANCE: GRANTED <u>58</u> Motion for Continuance. The hearing currently scheduled for Friday, December 18, 2009, is VACATED to be reset under separate Order. Signed by Judge William T. Lawrence on 12/11/2009. (DWH) (Entered: 12/11/2009) |
| 12/11/2009 | <u>62</u> | NOTICE of Appearance by Darren Andrew Craig on behalf of Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Craig, Darren) (Entered: 12/11/2009) |
| 12/11/2009 | <u>63</u> | NOTICE of Appearance by Anthony W. Overholt on behalf of Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) (Entered: 12/11/2009) |
| 12/11/2009 | <u>64</u> | REPLY in Support of Motion re <u>54</u> MOTION for Protective Order, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Craig, Darren) (Entered: 12/11/2009) |
| 12/14/2009 | <u>65</u> | MOTION of Withdrawal of Appearance by <i>Laura L. Bowker</i> on behalf of THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS (Attachments: # <u>1</u> Text of Proposed Order Granting Withdrawal for Bowker) (Bowker, Laura) Modified on 12/15/2009 (DWH). (Entered: 12/14/2009) |
| 12/14/2009 | <u>66</u> | MOTION to Withdraw as Attorney, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order)(Banta, Donald) (Entered: 12/14/2009) |
| 12/14/2009 | <u>67</u> | ENTRY for 12/14/2009: Presently before the Court is Defendants' Motion for Protective Order (the Motion). [Dkt. 54.] After having reviewed the parties' submissions, the Court concludes that oral argument is appropriate. Accordingly, the Motion is set for oral argument on December 28, 2009 at 9:00 a.m. in Room 349, United States Courthouse, Indianapolis, Indiana. Defendants will be permitted twenty minutes for opening argument, and five minutes for a reply. Plaintiff will be permitted twenty minutes for a response argument. Signed by Judge Jane Magnus-Stinson on 12/14/09.(SWM) (Entered: 12/15/2009) |
| 12/15/2009 | <u>68</u> | Unopposed MOTION to <i>Reset Oral Argument to January 8, 2010</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order)(Overholt, Anthony) (Entered: 12/15/2009) |
| 12/15/2009 | <u>69</u> | ORDER granting <u>65</u> Motion to Withdraw as Attorney. Attorney Laura Lee Bowker withdrawn. Signed by Judge Jane Magnus-Stinson on 12/15/09. (SWM) (Entered: 12/16/2009) |
| 12/15/2009 | <u>70</u> | ORDER granting <u>66</u> Motion to Withdraw as Attorney. Attorney Donald G. Banta withdrawn. Signed by Judge Jane Magnus-Stinson on 12/15/09. (SWM) (Entered: 12/16/2009) |
| 12/17/2009 | <u>71</u> | ORDER granting defts' <u>68</u> Motion to reset Oral Argument currently set for 12/28/2009. Hearing RESET for 1/8/2010 02:30 PM in room #349 before Judge Jane Magnus-Stinson. Signed by Judge Jane Magnus-Stinson on 12/17/2009. (SWM) (Entered: 12/17/2009) |
| 12/18/2009 | <u>72</u> | ANSWER to <u>38</u> Amended Complaint <i>Answer to Amended Class Action Complaint for Declaratory and Injunctive Relief</i> , filed by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS.(Overholt, Anthony) (Entered: 12/18/2009) |
| 01/04/2010 | <u>73</u> | ENTRY ON OBJECTION TO MAGISTRATE'S ORDER: For the foregoing reasons, Doe's Motion to Review and Reverse the Magistrate Judge's Decision <u>22</u> is DENIED. Within 14 days of this entry Doe shall file an amended complaint that identifies her by name **SEE ENTRY** . Signed by Judge William T. Lawrence on 1/4/2010.(DWH) (Entered: 01/06/2010) |

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| 01/08/2010 | <u>74</u> | ENTRY Following Hearing: On January 8, 2010, the parties appeared by counsel for oral argument on Defendants' Motion for Protective Order [dkt. <u>54</u>]. The Court GRANTED IN PART and DENIED IN PART the Motion for Protective Order. The Court denied Plaintiffs' request for fees. Signed by Judge Jane Magnus-Stinson on 1/8/2010. (See Order) (Court Reporter Fred Pratt.)(TRG) (Entered: 01/08/2010) |
| 01/18/2010 | <u>75</u> | MOTION to Amend/Correct <i>Complaint</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Proposed Amended Complaint)(Falk, Kenneth) (Entered: 01/18/2010) |
| 01/18/2010 | <u>76</u> | NOTICE of Corrections to Motion to File Amended Complaint and Notice of Filing of Omitted Attachment, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE (Attachments: # <u>1</u> Bar Exam Application – Attachment to 2nd Am. Complaint) (Falk, Kenneth) (Entered: 01/18/2010) |
| 01/22/2010 | <u>77</u> | ORDER granting pltfs' <u>75</u> Motion to file Amended Complaint. Plaintiffs' Second Amended Class Action Complaint for Declaratory and Injunctive Relief shall be filed with the appropriate attachment (see Notice of Correction dkt. 76) by January 25, 2010. Signed by Judge Jane Magnus-Stinson on 1/22/2010. (SWM) (Entered: 01/22/2010) |
| 01/22/2010 | <u>78</u> | MARGINAL ENTRY re <u>76</u> Notice of Correction: Reviewed by magistrate judge. Please see order on motion to amend granted this date. Signed by Judge Jane Magnus-Stinson on 1/22/2010.(SWM) (Entered: 01/22/2010) |
| 01/26/2010 | <u>79</u> | MOTION to Tender Belated Second Amended Class Action Complaint for Declaratory and Injunctive Relief, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Amended Complaint, # <u>3</u> Attachment to Complaint – Bar Exam Application)(Falk, Kenneth) (Entered: 01/26/2010) |
| 01/26/2010 | <u>80</u> | CASE MANAGEMENT PLAN TENDERED, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE. (Attachments: # <u>1</u> Summary of CMP)(Falk, Kenneth) (Entered: 01/26/2010) |
| 01/27/2010 | <u>81</u> | ORDER granting pltfs' <u>79</u> Motion to file belated second amended class action complaint. Signed by Judge Jane Magnus-Stinson on 1/27/2010. (SWM) (Entered: 01/28/2010) |
| 01/27/2010 | <u>82</u> | AMENDED COMPLAINT (Second Amended) against THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS, filed by AMANDA PERDUE and ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter. (Attachments: # <u>1</u> Bar Exam Application)(SWM) (Entered: 01/28/2010) |
| 01/28/2010 | <u>83</u> | SCHEDULING ENTRY: Status/Pretrial Conference set for 3/12/2010 03:00 PM in room #361 before Judge Jane Magnus-Stinson. Issued by Judge Jane Magnus-Stinson on 1/28/2010.(SWM) (Entered: 01/29/2010) |
| 01/29/2010 | <u>84</u> | ENTRY ON AMENDED MOTION FOR CLASS CERTIFICATION: GRANTED IN PART and DENIED IN PART <u>41</u> Amended Motion to Certify Class. For the foregoing reasons, the Plaintiffs' Amended Motion for Class Certification <u>41</u> is GRANTED as to Plaintiff Perdue. Because the Court is unable to determine whether the ACLU has standing, the Court cannot find that the ACLU is an appropriate class representative. Accordingly, the Amended Motion for Class Certification is DENIED as to the ACLU. Within 21 days of the date of this Entry the ACLU shall file a brief in support of its standing. The Defendants shall have 14 days to respond, and no reply is necessary. If the Court finds that the ACLU has standing, and if the organization still wishes to be a class representative, then the ACLU may file an appropriate motion at that time **SEE ENTRY**. Signed by Judge William T. Lawrence on 1/29/2010. (DWH) (Entered: 01/29/2010) |
| 01/29/2010 | <u>88</u> | ORDER: CASE MANAGEMENT PLAN APPROVED AS AMENDED. Dispositive Motions due by 9/27/2010. Counsel and the parties are reminded that they are required to conduct a conference under LR 37.1 in the event of a discovery dispute. If the conference is unsuccessful, and the dispute does not involve a claim of privilege, the parties are advised to request a phone status conference prior to filing any motion to |

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| | | compel or for protective order. If the dispute has arisen because a party has failed to timely respond to propounded discovery, the propounding party may proceed with a motion to compel without seeking a conference. Additionally, the parties are advised to not only number but to add a descriptive identifier for any exhibits which are electronically filed (see Order for example and other details). Signed by Judge Jane Magnus-Stinson on 1/29/2010.(SWM) (Entered: 02/01/2010) |
| 02/01/2010 | <u>85</u> | MOTION to Substitute Corrected Amended Motion for Class Certification with Plaintiff's Actual Name, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Corrected Amended Motion for Class Certification)(Falk, Kenneth) (Entered: 02/01/2010) |
| 02/01/2010 | <u>86</u> | NOTICE of Appearance by Kenneth J. Falk on behalf of Plaintiff AMANDA PERDUE. (Falk, Kenneth) (Entered: 02/01/2010) |
| 02/01/2010 | <u>87</u> | MOTION for Continuance Status/Pre-Trial Conference, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, JANE DOE, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 02/01/2010) |
| 02/03/2010 | <u>89</u> | ORDER granting pltf's <u>87</u> Motion for Continuance of Status/Pretrial Conference. Status/Pretrial Conference RESET for 3/29/2010 10:00 AM in room #361 before Judge Jane Magnus-Stinson. Signed by Judge Jane Magnus-Stinson on 2/3/2010. (SWM) (Entered: 02/03/2010) |
| 02/03/2010 | <u>90</u> | ORDER granting pltf's <u>85</u> Motion to substitute corrected amended motion for class certification with pltf's actual name. Corrected amended motion for class certification is hereby substituted for their original amended motion for class certification (Docket No. 41). Signed by Judge Jane Magnus-Stinson on 2/3/2010. (SWM) (Entered: 02/04/2010) |
| 02/03/2010 | <u>91</u> | CORRECTED AMENDED MOTION for Class Certification filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter and AMANDA PERDUE. (SWM) (Entered: 02/04/2010) |
| 02/08/2010 | <u>92</u> | NOTICE of Service of Initial Disclosures, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) (Entered: 02/08/2010) |
| 02/10/2010 | <u>93</u> | NOTICE of Service of Initial Disclosures, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) (Entered: 02/10/2010) |
| 02/10/2010 | <u>94</u> | ANSWER to <u>82</u> Amended Complaint, filed by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS.(Overholt, Anthony) (Entered: 02/10/2010) |
| 02/12/2010 | <u>95</u> | MOTION for Reconsideration re <u>84</u> Order on Motion to Certify Class, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Order Denying Plaintiffs' Amended Motion for Class Certification)(Overholt, Anthony) (Entered: 02/12/2010) |
| 02/12/2010 | <u>96</u> | BRIEF/MEMORANDUM in Support re <u>95</u> MOTION for Reconsideration re <u>84</u> Order on Motion to Certify Class, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Exhibit 1 – Sealed Cover Sheet for Exhibit 1 to Defendant's Brief – Application for Admission and Declaration, # <u>2</u> Exhibit 2 – Jane Noe Complaint)(Overholt, Anthony) (Entered: 02/12/2010) |
| 02/12/2010 | <u>97</u> | SEALED Exhibit 1 to Defendants' Brief in Support of Motion to Reconsider Entry on Amended Motion for Class Certification, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) (Entered: 02/12/2010) |
| 02/12/2010 | <u>98</u> | MOTION to Seal Document <u>97</u> SEALED Document Exhibit 1 to Defendants' Brief in Support of Motion to Reconsider Entry on Amended Motion for Class Certification, |

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| | | filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion to Seal Exhibit 1 to Defendants' Brief in Support of Motion to Reconsider Entry on Amended Motion for Class Certification)(Overholt, Anthony) (Entered: 02/12/2010) |
| 02/16/2010 | <u>99</u> | Submission of Memorandum in Support of Standing of the ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) (Entered: 02/16/2010) |
| 02/16/2010 | <u>100</u> | ORDER granting <u>98</u> Motion to Seal Document <u>97</u> Exhibit 1 to Defendants' Brief in Support of Motion to Reconsider Entry on Amended Motion for Class Certification. Signed by Magistrate Judge Jane Magnus–Stinson on 2/16/2010. (LBK) (Entered: 02/16/2010) |
| 02/17/2010 | <u>101</u> | ENTRY FOLLOWING DISCOVERY CONFERENCE: On February 17, 2010, the parties appeared in person by counsel for a discovery conference concerning two issues (see Entry for details). Signed by Judge Jane Magnus–Stinson on 2/17/2010.(SWM) (Entered: 02/17/2010) |
| 02/24/2010 | <u>102</u> | RESPONSE in Opposition re <u>95</u> MOTION for Reconsideration re <u>84</u> Order on Motion to Certify Class, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) (Entered: 02/24/2010) |
| 03/02/2010 | <u>103</u> | NOTICE of Withdrawal, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE, re <u>15</u> MOTION for Preliminary Injunction. (Falk, Kenneth) (Entered: 03/02/2010) |
| 03/04/2010 | <u>104</u> | NOTICE of Filing of Proposed Stipulated Protective Order by ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE (Falk, Kenneth) (Entered: 03/04/2010) |
| 03/05/2010 | <u>105</u> | REPLY in Support of Motion re <u>95</u> MOTION for Reconsideration re <u>84</u> Order on Motion to Certify Class, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) (Entered: 03/05/2010) |
| 03/05/2010 | <u>106</u> | RESPONSE in Opposition re <u>95</u> MOTION for Reconsideration re <u>84</u> Order on Motion to Certify Class <i>Defendants' Brief Opposing ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter's Request to be Appointed Class Representative</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Craig, Darren) (Entered: 03/05/2010) |
| 03/05/2010 | <u>107</u> | ORDER re Parties' <u>104</u> Proposed Stipulated Protective Order.The Motion is DENIED, but without prejudice to re–file an amended version if the parties so desire (see Order for details). Signed by Judge Jane Magnus–Stinson on 3/5/2010.(SWM) (Entered: 03/05/2010) |
| 03/08/2010 | <u>108</u> | Witness List – <i>Preliminary</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE, Exhibit List – <i>Preliminary</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) (Entered: 03/08/2010) |
| 03/08/2010 | <u>109</u> | MOTION for Extension of Time to <i>Amend Pleadings by Adding Additional Parties</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 03/08/2010) |
| 03/08/2010 | <u>110</u> | SCHEDULING ENTRY: Status Conference set for 3/15/2010 03:30 PM in Telephonic before Judge Jane Magnus–Stinson. Counsel shall call the Court at the number provided. Issued by Judge Jane Magnus–Stinson on 3/8/2010.(SWM) (Entered: 03/08/2010) |

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| 03/09/2010 | <u>111</u> | ORDER granting pltfs' <u>109</u> Motion to extend deadline for amending pleadings by adding additional parties to 30 days after the later of the time that this Court issues its ruling on the motions to reconsider class certification and its ruling on whether the ACLU of Indiana Indiana University School of Law Indianapolis Chapter has standing and may serve as a class representative in this cause. Signed by Judge Jane Magnus-Stinson on 3/9/2010. (SWM) (Entered: 03/09/2010) |
| 03/10/2010 | <u>112</u> | NOTICE of Filing <i>Proposed Amended Stipulated Protective Order</i> by ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE (Falk, Kenneth) (Entered: 03/10/2010) |
| 03/12/2010 | <u>113</u> | AMENDED STIPULATED PROTECTIVE ORDER <u>112</u> APPROVED. Signed by Judge Jane Magnus-Stinson on 3/12/2010.(SWM) (Entered: 03/12/2010) |
| 03/15/2010 | <u>114</u> | Submission of <i>Reply Memorandum in Support of Standing of ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Affidavit Anonymous Ex. 1, # <u>2</u> Affidavit Anonymous Ex. 2, # <u>3</u> Affidavit Anonymous Ex. 3, # <u>4</u> Affidavit Anonymous Ex. 4, # <u>5</u> Affidavit Anonymous Ex. 5)(Falk, Kenneth) (Entered: 03/15/2010) |
| 03/15/2010 | <u>115</u> | MOTION to Seal Document <u>116</u> Submission of <i>Attachment –AGREED</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) Modified on 3/16/2010 (SWM). (Entered: 03/15/2010) |
| 03/15/2010 | <u>116</u> | *** SEALED PER ORDER DATED 3/16/2010 *** SEALED – <i>Cover Sheet for Documents Under Seal</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # (1) Affidavit Exhibit 1, # (2) Affidavit Exhibit 2, # (3) Affidavit Exhibit 3, # (4) Affidavit Exhibit 4, # (5) Affidavit Exhibit 5)(Falk, Kenneth) Modified on 3/17/2010 (SWM). (Entered: 03/15/2010) |
| 03/15/2010 | <u>117</u> | Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephone Status Conference held on 3/15/2010. The status and development of the action were discussed, and as a result of this conference the following Entry is made pursuant to Rule 16(d) of the Federal Rules of Civil Procedure. Plaintiff is about to file responses on the reconsideration issue under seal. Parties are beginning depositions in the next few weeks. The status/pretrial conference scheduled for March 29, 2010 at 10:00 a.m. is VACATED and RESET for April 19, 2010 (telephonic) at 3:30 p.m. Counsel to call the court at the number provided. (SWM) (Entered: 03/16/2010) |
| 03/16/2010 | <u>118</u> | ORDER granting pltfs' <u>115</u> Motion to Seal DKT. 116. Signed by Judge Jane Magnus-Stinson on 3/16/2010. (SWM) (Entered: 03/17/2010) |
| 03/25/2010 | <u>119</u> | ENTRY ON STANDING, CLASS REPRESENTATION, AND MOTION TO RECONSIDER: For the foregoing reasons, the Court finds that the ACLU has standing and is an appropriate class representative. Accordingly, the ACLU's request to be appointed a class representative is GRANTED. In addition, the Defendants' Motion for Reconsideration <u>95</u> is DENIED **SEE ENTRY**. Signed by Judge William T. Lawrence on 3/25/2010. (DWH) (Entered: 03/26/2010) |
| 03/29/2010 | <u>120</u> | SCHEDULING ENTRY: The telephonic status conference set for April 19, 2010 at 3:30 p.m. is converted to an in-person status conference. The parties shall be prepared to update the magistrate judge on settlement negotiations. Issued by Judge Jane Magnus-Stinson on 3/29/2010.(SWM) (Entered: 03/29/2010) |
| 04/07/2010 | <u>121</u> | Exhibit List <i>Preliminary</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS, Witness List <i>Preliminary</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Craig, Darren) (Entered: 04/07/2010) |
| 04/19/2010 | <u>122</u> | Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Status Conference held on 4/19/2010. Discussion held regarding discovery, settlement and related matters, and as a result of this conference the following Entry is made pursuant to Rule 16(d) of the Federal Rules of Civil Procedure. Telephonic status conference set for May 19, 2010 at 4:00 p.m. to discuss case status and scheduling settlement conference. Counsel to call the court at the number provided. (SWM) (Entered: 04/19/2010) |

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| | | 04/20/2010) |
| 05/19/2010 | <u>123</u> | Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephonic Status Conference held on 5/19/2010. Discovery, settlement and related matters were discussed, and as a result of this conference the following Entry is made pursuant to Rule 16(d) of the Federal Rules of Civil Procedure. Telephonic status is set for June 23, 2010 at 3:30 p.m. by which time the parties will have conducted certain significant depositions, reached stipulations, and continued settlement negotiations. Counsel to call the court at the number provided. (SWM) (Entered: 05/20/2010) |
| 05/31/2010 | <u>124</u> | ORDER – Previously, the Court took under advisement two discovery issues. [See dkt. <u>101</u> .] On the first issue, the Court finds that any probative information that could be uncovered by class-member discovery is outweighed by the significant intrusion upon the class members' privacy. The next issue was the propriety of Defendants' Interrogatories 4–5 and Requests for Production 5–7, all directed to Plaintiff Perdue. To the extent that Ms. Perdue has any other responsive information that has not previously been provided to Defendants, the facial nature of the challenge to Defendants' questions means that the probative value of that information is outweighed by the intrusion upon Ms. Perdue's privacy, and is thus improper. Signed by Judge Jane Magnus-Stinson on 5/31/2010.(TRG) (Entered: 06/01/2010) |
| 06/02/2010 | <u>125</u> | ENTRY FOR JUNE 2, 2010. This matter is set for a telephonic status conference on June 2, 2010 at 4:30 p.m. Counsel to call the court at 317–229–3670. Signed by Judge Jane Magnus-Stinson on 6/2/2010.(MRI) (Entered: 06/02/2010) |
| 06/02/2010 | <u>126</u> | Minute Entry for proceedings held before Judge Jane Magnus-Stinson: Telephonic Status Conference held on 6/2/2010. Parties advise they are likely at impasse as to settlement. The magistrate judge requested that they provide courtesy copies of their draft proposals for her review. (SWM) (Entered: 06/04/2010) |
| 06/11/2010 | <u>127</u> | MOTION FOR RECONSIDERATION <i>Defendants' Objection to Magistrate Judge's Order on Discovery</i> by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. Related document: <u>124</u> Order. (Attachments: # <u>1</u> Exhibit 1 – Defendants' First Set of Interrogatories to Amanda G. Perdue, # <u>2</u> Exhibit 2 – Defendants' First Set of Requests for Production to Amanda G. Perdue, # <u>3</u> Exhibit 3 – Response to Defendants' First Set of Interrogatories to Amanda G. Perdue, # <u>4</u> Exhibit 4 – Response to Defendants' First Set of Request for Production to Amanda G. Perdue)(Craig, Darren) Modified on 6/14/2010 (JHO). (Entered: 06/11/2010) |
| 06/15/2010 | <u>128</u> | Reassignment of Case to Magistrate Judge William G. Hussmann, Jr. Judge Jane Magnus-Stinson no longer assigned to the case. Please include the new case number (1:09-cv-842-WTL-WGH), which includes the initials of the newly assigned judge, on all future filings in this matter. (NS) (Entered: 06/15/2010) |
| 06/17/2010 | <u>129</u> | NOTICE REGARDING STATUS CONFERENCE – The Telephonic Status Conference set for June 23,2010, at 3:30 p.m., Indianapolis time (EDT), remains on the calendar for that same day before Magistrate Judge Hussmann at 1:00 p.m., Indianapolis time (EDT). Each counsel wishing to participate in this conference shall individually place a call to the court's bridge line at (812) 434–6403 at the time of the conference. Signed by Magistrate Judge William G. Hussmann, Jr., on 6/17/2010.(NRN) (Entered: 06/17/2010) |
| 06/23/2010 | <u>130</u> | RESPONSE in Opposition re <u>127</u> MOTION for Reconsideration, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) (Entered: 06/23/2010) |
| 06/25/2010 | <u>131</u> | Reassignment of Case to Judge Tanya Walton Pratt. Judge William T. Lawrence no longer assigned to the case. Please include the new case number (1:09-cv-00842-TWP-WGH), which includes the initials of the newly assigned judge, on all future filings in this matter. (MAC) (Entered: 06/25/2010) |
| 07/02/2010 | <u>132</u> | Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr: Status Conference held on 6/23/2010. Telephonic Status Conference set for 11/9/2010 09:15 AM before Magistrate Judge William G. Hussmann Jr. (SMD) (Entered: 07/02/2010) |

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| 07/06/2010 | <u>133</u> | REPLY in Support of Motion re <u>127</u> MOTION for Reconsideration <i>Defendants' Reply Brief in Support of Objection to Magistrate Judge's Order on Discovery</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Craig, Darren) (Entered: 07/06/2010) |
| 07/26/2010 | <u>134</u> | MOTION for Injunctive Order, filed by Interested Party ROBERT M. SHAW. (TMA) (Entered: 07/27/2010) |
| 08/31/2010 | <u>135</u> | MOTION to join class action lawsuit, filed by Interested Party ROBERT M. SHAW. (DWH) (Entered: 09/01/2010) |
| 08/31/2010 | <u>136</u> | MOTION for injunctive order, filed by Interested Party ROBERT M. SHAW. (DWH) (Entered: 09/01/2010) |
| 09/06/2010 | <u>137</u> | Entry Concerning Selected Matters: For reason set forth in the Entry the Court DENIES <u>134</u> Motion for Injunction; DENIES <u>135</u> Motion to Join Class Action Lawsuit; DENIES <u>136</u> Motion for Injunction. ***SEE ENTRY*** Signed by Judge Tanya Walton Pratt on 9/6/2010. (JD) (Entered: 09/07/2010) |
| 09/09/2010 | <u>138</u> | MOTION to Place Evidence on Record, filed by Interested Party ROBERT M. SHAW. (Attachments: # <u>1</u> Evidence)(JD) (Entered: 09/09/2010) |
| 09/12/2010 | <u>139</u> | Joint MOTION to Modify <i>Case Management Order and Extend Summary Judgment Deadline</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 09/12/2010) |
| 09/15/2010 | <u>140</u> | ORDER granting <u>139</u> Motion to Modify Case Management Plan. Signed by Magistrate Judge William G. Hussmann, Jr on 9/15/2010. (SMD) (Entered: 09/15/2010) |
| 10/13/2010 | <u>141</u> | ORDER denying <u>138</u> Motion to Place Evidence on Record. The reasons for this ruling are that ROBERT SHAW is not a party to the action, he has no privilege of filing materials as if he was a party, and the information he presents in his motion cannot reasonably advance any aspect of the litigation. Signed by Judge Tanya Walton Pratt on 10/13/2010. (JD) (Entered: 10/13/2010) |
| 10/20/2010 | <u>142</u> | Unopposed MOTION for Extension of Time to November 8, 2010 (<i>FURTHER MOTION</i>) to File Summary Judgment Motion, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 10/20/2010) |
| 10/21/2010 | <u>143</u> | ORDER granting <u>142</u> Motion for Extension of Time to File Summary Judgment Motion to 11/8/2010. Signed by Magistrate Judge William G. Hussmann, Jr., on 10/21/2010. (NRN) (Entered: 10/21/2010) |
| 11/04/2010 | <u>144</u> | STIPULATION of Facts (<i>First</i>), filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Medical Licensing Renewal)(Falk, Kenneth) (Entered: 11/04/2010) |
| 11/05/2010 | <u>145</u> | MOTION for Summary Judgment, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Exhibit Loepker deposition, # <u>2</u> Exhibit Harrell deposition, # <u>3</u> Exhibit Bar Exam Statistics, # <u>4</u> Exhibit Williams deposition, # <u>5</u> Exhibit Parker deposition, # <u>6</u> Exhibit Cooper deposition, # <u>7</u> Exhibit Perdue affidavit, # <u>8</u> Exhibit Survey state bar applications– Pt 1, # <u>9</u> Exhibit Survey state bar applications– Pt 2)(Falk, Kenneth) (Entered: 11/05/2010) |
| 11/05/2010 | <u>146</u> | BRIEF/MEMORANDUM in Support re <u>145</u> MOTION for Summary Judgment, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) (Entered: 11/05/2010) |
| 11/07/2010 | <u>147</u> | NOTICE of Expert Disclosure, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE (Falk, Kenneth) (Entered: 11/07/2010) |
| 11/16/2010 | <u>148</u> | Minute Entry for proceedings held before Magistrate Judge William G. Hussmann, Jr: Status Conference held on 11/9/2010. By agreement of the parties, filing of final witness and exhibit lists is stayed until a date to be set at next status conference. |

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| | | Telephonic Status Conference set for 4/19/2011 04:30 PM (IP time) before Magistrate Judge William G. Hussmann Jr. (SMD) (Entered: 11/16/2010) |
| 12/03/2010 | <u>149</u> | Unopposed MOTION for Extension of Time to January 5, 2011 to file response to <u>145</u> MOTION for Summary Judgment <i>and to File Defendants' Motion for Summary Judgment</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Granting Defendants' Agreed Motion for Extension of Time to File Motion for Summary Judgment and Response to Plaintiffs' Motion for Summary Judgment)(Craig, Darren) (Entered: 12/03/2010) |
| 12/07/2010 | <u>150</u> | ORDER granting <u>149</u> Motion for Extension of Time to File Response to 1/15/2011 re <u>145</u> MOTION for Summary Judgment. Signed by Magistrate Judge William G. Hussmann, Jr., on 12/7/2010. (NRN) (Entered: 12/07/2010) |
| 12/18/2010 | <u>151</u> | Reassignment of Case to Magistrate Judge Mark J. Dinsmore. Magistrate Judge William G. Hussmann, Jr no longer assigned to the case. Please include the new case number (1:09-cv-842-TWP-MJD), which includes the initials of the newly assigned judge, on all future filings in this matter. (JD) (Entered: 12/18/2010) |
| 12/23/2010 | <u>152</u> | ENTRY ON DEFENDANT'S MOTION TO RECONSIDER – For the reasons set forth, the Court AFFIRMS <u>124</u> Magistrate Judge's May 31, 2010 Order, DENYING the Board's <u>127</u> Motion to Reconsider. Signed by Judge Tanya Walton Pratt on 12/23/2010. (JD) (Entered: 12/23/2010) |
| 01/04/2011 | <u>153</u> | Unopposed MOTION for Extension of Time to 01/19/11 <i>to File Defendants' Motion for Summary Judgment and Response to Plaintiffs' Motion for Summary Judgment</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Granting Extension of Time to 1/19/11 in which to file Motion for Summary Judgment and Response to Plaintiffs' Motion for Summary Judgment)(Overholt, Anthony) (Entered: 01/04/2011) |
| 01/06/2011 | <u>154</u> | ORDER granting <u>153</u> Motion for Extension of Time to File to January 19, 2011, within which to file their Motion for Summary Judgment and Response to Plaintiffs' Motion for Summary Judgment. Signed by Judge Tanya Walton Pratt on 1/6/2011. (JD) (Entered: 01/07/2011) |
| 01/19/2011 | <u>155</u> | MOTION for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) (Entered: 01/19/2011) |
| 01/19/2011 | <u>156</u> | REDACTION to <u>157</u> SEALED Brief in Opposition to <u>145</u> Plaintiffs' Motion for Summary Judgment and in Support of <u>155</u> Cross-Motion for Summary Judgment by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/20/2011 (JD). (Entered: 01/19/2011) |
| 01/19/2011 | <u>157</u> | *** SEALED PER ORDER DATED 1/20/2011 *** SEALED Brief in Opposition to Plaintiffs' <u>145</u> MOTION for Summary Judgment, and in Support of <u>155</u> Cross-Motion for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/20/2011 (JD). Modified on 1/21/2011 (SWM). (Entered: 01/19/2011) |
| 01/19/2011 | <u>158</u> | Designation of Evidence in Support of <u>155</u> CROSS- MOTION for Summary Judgment, and in Opposition to <u>145</u> MOTION for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Exhibit 1 – Report of George F. Parker, M.D., # <u>2</u> Exhibit 2 – Excerpts of Depo of Stewart Cooper, # <u>3</u> Exhibit 3 – Report of Martin H. Williams, Ph.D., # <u>4</u> Cover Sheet for Sealed Document Ex 4 Filed Under Seal, # <u>5</u> Exhibit 5 – Indiana Appln for Admission Upon Examination to Practice Law, # <u>6</u> Exhibit 6 – Indiana Appln for Admission on Foreign License, Standard NCBE Form, # <u>7</u> Exhibit Alabama Bar Application, # <u>8</u> Exhibit 8 – Colorado Bar Application, # <u>9</u> Exhibit Maryland Bar Application, # <u>10</u> Exhibit 10 – Ohio Bar Application, # <u>11</u> Exhibit 11– Texas Bar Application, # <u>12</u> Exhibit 12 – Washington Bar Application, # <u>13</u> Cover Sheet for Sealed Document Ex 13 Filed Under Seal, # <u>14</u> Cover Sheet for Sealed Document Ex 14 Filed Under Seal, # <u>15</u> Exhibit 15 – Complaint in Cause No. |

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| | | 2:08-cv-227 (N.D. Ind.), # <u>16</u> Exhibit 16 – Opinion & Order in Cause No. 2:08-cv-227 (N.D. Ind.), # <u>17</u> Exhibit 17 – Amd Complaint in Cause No. 2:08-cv-227 (N.D. Ind.), # <u>18</u> Exhibit 18 – Order in Cause No. 2:08-cv-227 (N.D. Ind.), # <u>19</u> Exhibit 19 – Affidavit of Mary Idstein, # <u>20</u> Exhibit 20 – Complaint in Cause No. 2:10-cv-035 (N.D. Ind.), # <u>21</u> Exhibit 21 – Order in Cause No. 2:10-cv-035 (N.D. Ind.), # <u>22</u> Exhibit 22 – Order in Cause No. 2:10-cv-035 (N.D. Ind.), # <u>23</u> Exhibit 23 – Plaintiff's Legal Memo in Cause No. 2:10-cv-035, # <u>24</u> Exhibit 24 – Martindale Profile of Amanda G. Perdue, # <u>25</u> Exhibit 25 – National Conference of Bar Examiners Standard Appln Form, # <u>26</u> Cover Sheet for Sealed Document Ex 26 Filed Under Seal, # <u>27</u> Exhibit 27 – Viewpoint: I hope you read this, Ind. Lawyer 11-24-10, # <u>28</u> Cover Sheet for Sealed Document Ex 28 Filed Under Seal)(Overholt, Anthony) Modified on 1/20/2011 (JD). (Entered: 01/19/2011) |
| 01/19/2011 | <u>159</u> | *** SEALED PER ORDER DATED 1/20/2011 *** SEALED <i>Exhibit 4</i> , re <u>158</u> Designation of Evidence in Support of <u>155</u> CROSS-MOTION for Summary Judgment, and in Opposition to <u>145</u> MOTION for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/20/2011 (JD). Modified on 1/21/2011 (SWM). (Entered: 01/19/2011) |
| 01/19/2011 | <u>160</u> | *** SEALED PER ORDER DATED 1/20/2011 *** SEALED <i>Exhibit 13</i> , re <u>158</u> Designation of Evidence in Support of <u>155</u> CROSS-MOTION for Summary Judgment, and in Opposition to <u>145</u> MOTION for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/20/2011 (JD). Modified on 1/21/2011 (SWM). (Entered: 01/19/2011) |
| 01/19/2011 | <u>161</u> | *** SEALED PER ORDER DATED 1/20/2011 *** SEALED <i>Exhibit 14</i> , re <u>158</u> Designation of Evidence in Support of <u>155</u> CROSS-MOTION for Summary Judgment, and in Opposition to <u>145</u> MOTION for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/20/2011 (JD). Modified on 1/21/2011 (SWM). (Entered: 01/19/2011) |
| 01/19/2011 | <u>162</u> | *** SEALED PER ORDER DATED 1/20/2011 *** SEALED <i>Exhibit 26</i> , re <u>158</u> Designation of Evidence in Support of <u>155</u> CROSS-MOTION for Summary Judgment, and in Opposition to <u>145</u> MOTION for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/20/2011 (JD). Modified on 1/21/2011 (SWM). (Entered: 01/19/2011) |
| 01/19/2011 | <u>163</u> | *** SEALED PER ORDER DATED 1/20/2011 *** SEALED <i>Exhibit 28</i> , re <u>158</u> Designation of Evidence in Support of <u>155</u> CROSS-MOTION for Summary Judgment, and in Opposition to <u>145</u> MOTION for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/20/2011 (JD). Modified on 1/21/2011 (SWM). (Entered: 01/19/2011) |
| 01/19/2011 | <u>164</u> | MOTION to Seal Document <u>157</u> SEALED Response in Opposition to Motion, <u>159</u> SEALED Exhibit 4, <u>160</u> SEALED Exhibit 13, <u>161</u> SEALED Exhibit 14, <u>162</u> SEALED Exhibit 26, <u>163</u> SEALED Exhibit 28, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Order)(Overholt, Anthony) Modified on 1/20/2011 (JD). (Entered: 01/19/2011) |
| 01/20/2011 | <u>165</u> | ORDER granting defts' <u>164</u> Motion to Seal Dkt. Nos. 157, 159, 160, 161, 162 and 163. Defts shall file within seven (7) days of this order, redacted versions of Dkt. Nos. 159, 160, 161, 162 and 163 for the court's public record (see Order for further details) Signed by Magistrate Judge Mark J. Dinsmore on 1/20/2011. (SWM) Modified on 1/21/2011 (SWM). (Entered: 01/21/2011) |
| 01/27/2011 | <u>166</u> | REDACTION re <u>159</u> SEALED Exhibit 4 re <u>158</u> Designation of Evidence by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/28/2011 (JD). (Entered: 01/27/2011) |

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| 01/27/2011 | <u>167</u> | REDACTION re <u>161</u> Sealed Exhibit 14 re <u>158</u> Designation of Evidence by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/28/2011 (JD). (Entered: 01/27/2011) |
| 01/27/2011 | <u>168</u> | REDACTION re <u>162</u> Sealed Exhibit 26 re <u>158</u> Designation of Evidence by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/28/2011 (JD). (Entered: 01/27/2011) |
| 01/27/2011 | <u>169</u> | REDACTION re <u>163</u> SEALED Exhibit 28 re <u>158</u> Designation of Evidence by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/28/2011 (JD). (Entered: 01/27/2011) |
| 01/28/2011 | <u>170</u> | REDACTION to <u>160</u> SEALED Exhibit 13 re <u>158</u> Designation of Evidence by THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Modified on 1/31/2011 (JD). (Entered: 01/28/2011) |
| 02/16/2011 | <u>171</u> | REDACTED RESPONSE in Opposition re <u>155</u> MOTION for Summary Judgment and Reply in Support of Plaintiffs' <u>145</u> Motion for Summary Judgment, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Exhibit Supplemental Affidavit, # <u>2</u> Exhibit Supplemental Affidavit, # <u>3</u> Exhibit Supplemental Affidavit)(Falk, Kenneth) Modified on 2/17/2011 (JD). (Entered: 02/16/2011) |
| 02/16/2011 | <u>172</u> | *** SEALED PER ORDER DATED 2/21/2011 *** SEALED RESPONSE in Opposition re <u>155</u> MOTION for Summary Judgment and Reply in Support of Plaintiffs' <u>145</u> Motion for Summary Judgment, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Affidavit Supplemental Affidavit, # <u>2</u> Affidavit Supplemental Affidavit, # <u>3</u> Affidavit Supplemental Affidavit)(Falk, Kenneth) Modified on 2/17/2011 (JD). Modified on 2/22/2011 (SWM). (Entered: 02/16/2011) |
| 02/16/2011 | <u>173</u> | MOTION to Seal Document <u>172</u> SEALED Document, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 02/16/2011) |
| 02/21/2011 | <u>174</u> | ORDER granting pltf's' <u>173</u> Motion to Seal Dkt. Number 172. Signed by Magistrate Judge Mark J. Dinsmore on 2/21/2011. (SWM) (Entered: 02/22/2011) |
| 03/04/2011 | <u>175</u> | Unopposed MOTION for Extension of Time to March 14, 2011 to file reply to <u>155</u> MOTION for Summary Judgment <i>Agreed Motion for Extension of Time to File Defendants' Reply in Support of Motion for Summary Judgment</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Order Granting Defendants' Agreed Motion for Extension of Time for Defendants to File Their Reply in Support of Motion for Summary Judgment)(Overholt, Anthony) (Entered: 03/04/2011) |
| 03/07/2011 | <u>176</u> | ORDER granting <u>175</u> Motion for Extension of Time to File Reply to 3/14/2011 re <u>155</u> MOTION for Summary Judgment. Signed by Judge Tanya Walton Pratt on 3/7/2011. (JD) (Entered: 03/07/2011) |
| 03/08/2011 | <u>177</u> | SCHEDULING ORDER – The Court hereby sets the Final Pretrial Conference for October 19, 2011, at 9:00 a.m., in Room 330, and the Bench Trial to begin on November 7, 2011, at 9:00 a.m., in Courtroom 344, Birch Bayh Federal Building and United States Courthouse, 46 East Ohio Street, Indianapolis, Indiana. Counsel shall be prepared to fully discuss the status of the action, including all matters requiring completion preparatory to trial at the final pretrial conference. Signed by Judge Tanya Walton Pratt on 3/8/2011.(JD) (Entered: 03/08/2011) |
| 03/08/2011 | <u>178</u> | TRIAL PROCEDURES AND PRACTICES before Judge Tanya Walton Pratt. (JD) (Entered: 03/08/2011) |
| 03/14/2011 | <u>179</u> | REPLY in Support of Motion re <u>155</u> MOTION for Summary Judgment, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF |

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| | | LAW EXAMINERS. (Overholt, Anthony) (Entered: 03/14/2011) |
| 03/29/2011 | <u>180</u> | MOTION <i>Requests for Oral Argument on Motions for Summary Judgment</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Order Setting Oral Argument on Motions for Summary Judgment)(Overholt, Anthony) (Entered: 03/29/2011) |
| 04/01/2011 | <u>181</u> | ORDER granting <u>180</u> Motion for Oral Argument on Motions for Summary Judgment – The Oral Argument is set for 7/22/2011 at 09:00 AM in room #344, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Tanya Walton Pratt. Time allotted for oral argument is one hour total, 30 minutes per side. Signed by Judge Tanya Walton Pratt on 4/1/2011.(JD) (Entered: 04/01/2011) |
| 04/23/2011 | <u>182</u> | Minute Entry for proceedings held before Magistrate Judge Mark J. Dinsmore: The parties appeared by telephone for a status conference. The parties report that discovery is complete. Parties are to report to the Court by April 29, 2011 whether the scheduling of another settlement conference would be productive. Signed by Magistrate Judge Mark J. Dinsmore. (TMA) (Entered: 04/25/2011) |
| 07/08/2011 | <u>183</u> | MOTION for Continuance of <i>Summary Judgment Oral Argument</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Granting Motion to Continue Summary Judgment Oral Argument)(Overholt, Anthony) (Entered: 07/08/2011) |
| 07/11/2011 | <u>184</u> | ORDER granting <u>183</u> Motion to Continue Summary Judgment Oral Argument – The Oral Argument is CONTINUED to 8/24/2011 at 03:30 PM in room #344, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Tanya Walton Pratt. Time allotted for the oral argument is one hour. Signed by Judge Tanya Walton Pratt on 7/11/2011.(JD) (Entered: 07/12/2011) |
| 08/25/2011 | <u>185</u> | ENTRY AND ORDER REGARDING ORAL ARGUMENT HELD AUGUST 24, 2011 – This matter is before the Court for oral argument on <u>145</u> MOTION for Summary Judgment and <u>155</u> MOTION for Summary Judgment. Parties appear by counsel. Oral Argument is heard. The Court takes this matter under advisement and will issue a ruling on or before September 30, 2011. The final pretrial conference set October 19, 2011 and the trial set November 7, 2011 are hereby VACATED. Signed by Judge Tanya Walton Pratt. (Court Reporter Fred Pratt.)(JD) (Entered: 08/25/2011) |
| 09/20/2011 | <u>186</u> | ENTRY – The Court is prepared to issue its ruling regarding the pending motions for summary judgment NOT under seal. If either party believes the Court's ruling should be filed under seal, that party must file Notice in CM/ECF by 10:00 a.m. Wednesday, September 21, 2011. Signed by Judge Tanya Walton Pratt on 9/20/2011.(TRG) (Entered: 09/20/2011) |
| 09/20/2011 | <u>187</u> | NOTICE (<i>JOINT</i>) in Response to Court's Entry of September 20, 2011, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE (Falk, Kenneth) (Entered: 09/20/2011) |
| 09/20/2011 | <u>188</u> | ENTRY ON CROSS MOTIONS FOR SUMMARY JUDGMENT – Plaintiffs' Motion (Dkt. <u>145</u>) is GRANTED with respect to Question 23 but DENIED with respect to Questions 22, 24, and 25. Conversely, the Board's Motion (Dkt. <u>155</u>) is GRANTED with respect to Questions 22, 24, and 25 but DENIED with respect to Question 23. The parties are directed to notify the Court within seven days if entry of Final Judgment is appropriate. If the parties agree that Final Judgment is appropriate, they are directed to submit a mutually agreeable proposed Final Judgment at that time. Signed by Judge Tanya Walton Pratt on 9/20/2011. (JD) (Entered: 09/20/2011) |
| 09/27/2011 | <u>189</u> | NOTICE of Joint Submission of Proposed Judgment, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE (Attachments: # <u>1</u> Proposed Judgment) (Falk, Kenneth) (Entered: 09/27/2011) |
| 10/03/2011 | <u>190</u> | MOTION to Redefine Class to Be Consistent with Entry on Cross–Motions for Summary Judgment, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Text of |

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| | | Proposed Order)(Falk, Kenneth) (Entered: 10/03/2011) |
| 10/05/2011 | <u>191</u> | RESPONSE to <u>190</u> Motion to Amend Cass Definition, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Overholt, Anthony) Added link to Motion on 10/6/2011 (JD). (Entered: 10/05/2011) |
| 10/06/2011 | <u>192</u> | ORDER granting <u>190</u> Motion to Redefine Class. Signed by Judge Tanya Walton Pratt on 10/6/2011. (JD) (Entered: 10/07/2011) |
| 10/06/2011 | <u>193</u> | CLOSED JUDGMENT – Comes now the Court, following its Entry on Cross Motions for Summary Judgment (Doc. No. <u>188</u>), and enters the following Findings and Judgment. Defendants are permanently enjoined and shall immediately cease utilizing Question 23 on the Indiana Bar application. The Board of Law Examiners shall immediately take steps to remove question 23 from the application for the February, 2012 bar examination. Time within which plaintiffs are to submit any claims for attorneys' fees or costs is extended until sixty (60) days from the date of this Judgment. Signed by Judge Tanya Walton Pratt on 10/6/2011.(JD) (Entered: 10/07/2011) |
| 12/02/2011 | <u>194</u> | **WITHDRAWN PER DKT. NO. 219** MOTION for Attorney Fees, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Affidavit Kenneth J. Falk, # <u>2</u> Affidavit Kandy Kendall, # <u>3</u> Affidavit Richard A. Waples, # <u>4</u> Affidavit Michael K. Sutherlin)(Falk, Kenneth) Modified on 6/21/2012 (JD). (Entered: 12/02/2011) |
| 12/02/2011 | <u>195</u> | BRIEF/MEMORANDUM in Support re <u>194</u> MOTION for Attorney Fees, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) (Entered: 12/02/2011) |
| 12/19/2011 | <u>196</u> | RESPONSE in Opposition re <u>194</u> MOTION for Attorney Fees, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Exhibit A – 6/30/10 Rule 68 Offer of Judgment)(Overholt, Anthony) (Entered: 12/19/2011) |
| 12/21/2011 | <u>197</u> | MOTION for Extension of Time to January 5, 2012 to file reply to <u>194</u> MOTION for Attorney Fees, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 12/21/2011) |
| 12/22/2011 | <u>198</u> | ORDER granting <u>197</u> Motion for Extension of Time to File Reply to 1/5/2012 re <u>194</u> MOTION for Attorney Fees. Signed by Magistrate Judge Mark J. Dinsmore on 12/22/2011. (JD) (Entered: 12/22/2011) |
| 01/04/2012 | <u>199</u> | REPLY in Support of Motion re <u>194</u> MOTION for Attorney Fees, filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) (Entered: 01/04/2012) |
| 01/17/2012 | <u>200</u> | **WITHDRAWN PER DKT. NO. 219** MOTION for Leave to File <i>Surreply in Opposition to Plaintiffs' Motion for Attorneys' Fees</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Exhibit A – Defendants' Surreply in Opposition to Plaintiffs' Motion for Attorneys' Fees, # <u>2</u> Text of Proposed Order Granting Leave to File Surreply)(Overholt, Anthony) Modified on 6/21/2012 (JD). (Entered: 01/17/2012) |
| 01/17/2012 | <u>201</u> | SCHEDULING ORDER: This matter is set for an in person conference regarding Plaintiffs' Motion for Attorneys fees on Thursday, January 26, 2012 at 9:30 a.m. in room 257, United States Court House, 46 E.Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. Signed by Magistrate Judge Mark J. Dinsmore on 1/17/2012.(SWM) (Entered: 01/18/2012) |
| 01/19/2012 | <u>202</u> | **STRICKEN PER DKT. NO. 206** ORDER granting <u>200</u> Motion for Leave to File a Surreply in Opposition to Plaintiffs Motion for Attorneys' Fees. Signed by Judge Tanya Walton Pratt on 1/19/2012. (JD) Modified on 1/20/2012 (JD). (Entered: 01/19/2012) |
| 01/19/2012 | <u>203</u> | **STRICKEN PER DKT. NO. 206** Surreply re <u>194</u> MOTION for Attorney Fees, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (JD) Modified on 1/20/2012 (JD). (Entered: 01/19/2012) |

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| 01/19/2012 | <u>204</u> | MOTION for Reconsideration re <u>202</u> Order on Motion for Leave to File <i>Surreply</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 01/19/2012) |
| 01/19/2012 | <u>205</u> | BRIEF/MEMORANDUM in Support re <u>204</u> MOTION for Reconsideration re <u>202</u> Order on Motion for Leave to File <i>Surreply</i> , filed by Plaintiffs ACLU of Indiana – Indiana University School of Law – Indianapolis Chapter, AMANDA PERDUE. (Falk, Kenneth) Removed duplicate wording on 1/20/2012 (JD). (Entered: 01/19/2012) |
| 01/20/2012 | <u>206</u> | ORDER granting <u>204</u> Motion for Reconsideration – Having reconsidered its prior Order allowing the proposed surreply to be filed (Doc. No. 202), the surreply is now STRICKEN. The Plaintiffs shall have until January 25, 2012 to file their response in opposition. Signed by Judge Tanya Walton Pratt on 1/20/2012. (JD) (Entered: 01/20/2012) |
| 01/23/2012 | <u>207</u> | RESPONSE in Opposition re <u>200</u> MOTION for Leave to File <i>Surreply in Opposition to Plaintiffs' Motion for Attorneys' Fees</i> , filed by Plaintiffs ACLU OF INDIANA – INDIANA UNIVERSITY SCHOOL OF LAW – INDIANAPOLIS CHAPTER, AMANDA PERDUE. (Falk, Kenneth) (Entered: 01/23/2012) |
| 01/26/2012 | <u>208</u> | Minute Entry for proceedings held before Magistrate Judge Mark J. Dinsmore: In–Person Conference held on 1/26/2012. The parties have agreed to a conditional resolution of this dispute. The Court hereby STAYS all further briefing on Plaintiffs' Motion for Attorneys Fees and Related Motions pending further order. Status Conference set for 2/29/2012 04:00 PM in Telephonic before Magistrate Judge Mark J. Dinsmore. The purpose of this conference is to discuss case status. Counsel shall attend the status conference by calling the designated phone number, to be provided via email. Signed by Magistrate Judge Mark J. Dinsmore.(SWM) (Entered: 01/26/2012) |
| 03/02/2012 | <u>210</u> | Minute Entry for proceedings held before Magistrate Judge Mark J. Dinsmore: Telephone Status Conference held on 2/29/2012. The parties discussed the status of resolution of this matter. Status Conference set for 4/30/2012 04:00 PM in Telephonic before Magistrate Judge Mark J. Dinsmore. The purpose of this conference is to discuss status of approval of the fee settlement. Counsel shall attend the status conference by calling the designated phone number, to be provided via email. Signed by Magistrate Judge Mark J. Dinsmore.(SWM) (Entered: 03/02/2012) |
| 05/04/2012 | <u>212</u> | Minute Entry for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 4/30/2012. The parties indicated that the settlement of this matter has been approved by the Supreme Court and has been sent to the Attorney General for approval. Status Conference set for 5/17/2012 11:20 AM in Telephonic before Magistrate Judge Mark J. Dinsmore. Defendant should be prepared to advise the Court of the status of the approval of the settlement and a proposed time–line for completion of the settlement. Counsel shall attend the status conference by calling the designated phone number, to be provided by the Court via email generated by the Court's ECF system. Signed by Magistrate Judge Mark J. Dinsmore.(SWM) (Entered: 05/07/2012) |
| 05/11/2012 | <u>213</u> | MOTION for Continuance of <i>Telephonic Status Conference</i> , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order Continuing Status Conference)(Overholt, Anthony) (Entered: 05/11/2012) |
| 05/14/2012 | <u>215</u> | ORDER granting Defts' <u>213</u> Motion for Continuance of Telephonic Status Conference currently scheduled for 5/17/2012. Status Conference RESET for 5/18/2012 03:20 PM in Telephonic before Magistrate Judge Mark J. Dinsmore. All other requirements of the Court's order dated 5/4/12 <u>212</u> remain in full force and effect. Signed by Magistrate Judge Mark J. Dinsmore on 5/14/2012.(SWM) (Entered: 05/14/2012) |
| 05/21/2012 | <u>217</u> | Minute Entry for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 5/18/2012. (See Entry for details.) Signed by Magistrate Judge Mark J. Dinsmore. (TMA) (Entered: 05/21/2012) |

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| 06/20/2012 | <u>218</u> | NOTICE (<i>JOINT</i>) Concerning Settlement of Attorneys' Fees and Costs Claims, filed by Plaintiffs ACLU OF INDIANA – INDIANA UNIVERSITY SCHOOL OF LAW – INDIANAPOLIS CHAPTER, AMANDA PERDUE, Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS (Attachments: # <u>1</u> Text of Proposed Order) (Falk, Kenneth) (Entered: 06/20/2012) |
| 06/21/2012 | <u>219</u> | ORDER – The parties, having filed their Joint Notice Concerning Settlement of Attorneys' Fee and Costs Claims, and the Court having read the Notice and being duly advised finds that all pending motions in this case have been withdrawn and all pending matters have been fully resolved. IT IS THEREFORE ORDERED that this matter is closed. Signed by Judge Tanya Walton Pratt on 6/21/2012.(JD) (Entered: 06/21/2012) |
| 08/21/2014 | <u>220</u> | Submission of Friend of the Court brief, filed by Interested Party ROBERT M. SHAW. c/s. (Attachments: # <u>1</u> Envelope)(ADH) (Entered: 08/22/2014) |
| 10/01/2014 | <u>221</u> | MOTION for Contempt of Court against The Indiana Board of Law Examiners 2) Motion for admission to the Board for Robert M. Shaw under the Americans with Disabilities Act 3)Motion to strike down the fee of \$875 set high to prevent out of State applicants and people on SSI from practicing law in Indiana based on limited income. 4) Motion for Summary Judgment based on the fact of previous Order, filed by Interested Party ROBERT M. SHAW. (Attachments: # <u>1</u> Exhibit 1–Copy of E–mails, # <u>2</u> Exhibit 2–Copy of E–mails, # <u>3</u> Exhibit 3–Copy of E–mails, # <u>4</u> Exhibit 4–Copy of letter dated 9/23/2014 from the State of Indiana, # <u>5</u> Exhibit 5–Copy of E–mail, # <u>6</u> Exhibit 6–Copy of E–mail, # <u>7</u> Envelope)(CBU) (Entered: 10/02/2014) |
| 10/22/2014 | <u>222</u> | Rule 11b the Plaintiff adds additional evidence in supporting, filed by Interested Party ROBERT M. SHAW. (Attachments: # <u>1</u> Attachments A–D, # <u>2</u> Envelope)(CBU) (Entered: 10/24/2014) |
| 03/25/2015 | <u>223</u> | Entry Directing Further Proceedings – This matter is before the Court on a Motion for Contempt of Court against the Indiana Board of Law Examiner, Motion for Admission to the Board for Robert M. Shaw under the Americans with Disabilities Act, Motion to Strike down the fee of \$875.00, and Motion for Summary Judgment filed by Interested Party, Robert Shaw, pro se. (Dkt. <u>221</u>). The Defendants shall have through May 20, 2015 in which to respond to the motion for contempt and for other relief filed by Mr. Shaw on October 1, 2014. Mr. Shaw shall then have through June 11, 2015 in which to reply. Copy Mailed. Signed by Judge Tanya Walton Pratt on 3/25/2015.(MGG) (Entered: 03/26/2015) |
| 04/03/2015 | <u>224</u> | MOTION for an Order to Practice Law in Indiana, filed by Interested Party ROBERT M. SHAW. c/s. (Attachments: # <u>1</u> Entry, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Envelope)(MGG) (Entered: 04/06/2015) |
| 04/16/2015 | <u>225</u> | MOTION for Extension of Time to File Response to May 20, 2015 re <u>224</u> MOTION FOR AN ORDER TO PRACTICE LAW IN INDIANA, filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Attachments: # <u>1</u> Text of Proposed Order)(Craig, Darren) (Entered: 04/16/2015) |
| 04/21/2015 | <u>226</u> | Entry Discussing Selected Matters – The motion for extension of time [dkt <u>225</u>] is granted. The defendant shall have through shall have through May 20, 2015 in which to respond to the motion for contempt and for other relief filed by Robert Shaw on October 1, 2014. Mr. Shaw shall then have through June 11, 2015 in which to reply. Mr. Shaw's motion for permission to practice law in the State of Indiana [dkt <u>224</u>] is denied because that is a measure which this Court cannot order, whether in conjunction with this lawsuit or otherwise. Copy Mailed. Signed by Judge Tanya Walton Pratt on 4/21/2015. (MGG) (Entered: 04/22/2015) |
| 04/23/2015 | <u>227</u> | MOTION to Dismiss Defendants Motion for more Time, filed by Interested Party ROBERT M. SHAW. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Envelope)(AH) (Entered: 04/23/2015) |
| 04/24/2015 | <u>228</u> | MOTION for Contempt of Court, filed by Interested Party ROBERT M. SHAW. Certificate of Service. (Attachments: # <u>1</u> Exhibit B, # <u>2</u> Exhibit C) (BGT) (Entered: 04/27/2015) |

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| 04/27/2015 | <u>229</u> | ORDER denying <u>227</u> Motion for an extension of time as it has been construed as a request that the court reconsider the Order granting motion for extension of time because the modest extension of time was warranted. Signed by Judge Tanya Walton Pratt on 4/27/2015 (dist made) (CBU) (Entered: 04/27/2015) |
| 05/04/2015 | <u>230</u> | Plaintiff Answering Court Order to Seek Relief, filed by Interested Party ROBERT M. SHAW. c/s (Attachments: # <u>1</u> Envelope)(CKM) (Entered: 05/05/2015) |
| 05/20/2015 | <u>231</u> | RESPONSE in Opposition re <u>228</u> MOTION , filed by Defendant THE INDIVIDUAL MEMBERS OF THE INDIANA STATE BOARD OF LAW EXAMINERS. (Craig, Darren) (Entered: 05/20/2015) |
| 07/09/2015 | <u>232</u> | MOTION for Judgment, filed by Interested Party ROBERT M. SHAW. No c./s. (Attachments: # <u>1</u> Attachments, # <u>2</u> Envelope)(MGG) (Entered: 07/10/2015) |
| 09/11/2015 | <u>233</u> | ENTRY – ON PENDING MOTIONS; This matter is before the Court on several matters: A Motion for Contempt of Court against the Indiana State Board of Law Examiners, Motion for Contempt of Court and Motion for Judgment filed by Interested Party Robert M. Shaw. There has been no order issued in this case which permits Mr. Shaw to obtain any of the relief sought in his post-judgment motions. Accordingly, Mr. Shaw's Motions Filing No. <u>221</u> Filing No. <u>228</u> and Filing No. <u>232</u> are DENIED. Signed by Judge Tanya Walton Pratt on 9/11/2015. Copy Mailed. (CKM) (Entered: 09/11/2015) |
| 09/25/2015 | <u>234</u> | Letter regarding case from ROBERT M. SHAW. (Attachments: # <u>1</u> Envelope) (BGT) (Entered: 09/28/2015) |
| 01/05/2018 | <u>235</u> | MOTION Regarding Indiana Supreme Court filed by non-party Andrew U.D. Straw. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Attachment, # <u>3</u> Affidavit, # <u>4</u> Envelope) (MEJ) (Entered: 01/05/2018) |
| 01/09/2018 | <u>236</u> | Entry on Pending Motion – <u>235</u> Motion Regarding Indiana Supreme Court is denied. See entry for details. Signed by Judge Tanya Walton Pratt on 1/9/2018. (MEJ) (Entered: 01/09/2018) |
| 01/25/2018 | <u>237</u> | ENTRY – Mr. Straw should submit any communications on paper for filing by the Clerk's Office. If he communicates with Clerk's Office or Court staff members by other means, those communications will not be treated as "filings" with the Court, and the Court will be under no obligation to respond. See entry for details. Signed by Judge Tanya Walton Pratt on 1/25/2018. (Copy mailed to Andrew Straw) (MEJ) (Entered: 01/25/2018) |

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