

U.S. District Court
Southern District of Indiana (New Albany)
CIVIL DOCKET FOR CASE #: 4:14-cv-00015-RLY-TAB

LOVE et al v. PENCE
Assigned to: Judge Richard L. Young
Referred to: Magistrate Judge Tim A. Baker
Related Cases: [1:14-cv-00355-RLY-TAB](#)
[1:14-cv-00404-RLY-TAB](#)
[1:14-cv-00406-RLY-MJD](#)
[1:14-cv-00405-RLY-TAB](#)

Date Filed: 03/07/2014
Date Terminated: 03/20/2015
Jury Demand: None
Nature of Suit: 950 Constitutional - State Statute
Jurisdiction: Federal Question

Cause: 42:1983 Civil Rights Act

Plaintiff

MELISSA LOVE

represented by **Dawn R. Elliott**
FAUVER LAW OFFICE PLLC
1752 Frankfort Avenue
Louisville, KY 40206
502-569-7720
Fax: 502-899-2467
Email: dawn@fauverlaw.com
ATTORNEY TO BE NOTICED

L. Joe Dunman
CLAY DANIEL WALTON ADAMS PLC
Meidinger Tower, Suite 101
462 South Fourth Street
Louisville, KY 40202
502-442-1102
Fax: 502-415-7505
Email: joe@justiceky.com
ATTORNEY TO BE NOTICED

Laura Elizabeth Landenwich
CLAY DANIEL WALTON & ADAMS
PLC
462 South Fourth Street
Suite 101
Louisville, KY 40202
(502) 561-2005
Fax: (502) 415-7505
Email: laura@justiceky.com
ATTORNEY TO BE NOTICED

Shannon Fauver
FAUVER LAW OFFICE, PLLC
1752 Frankfort Avenue
Louisville, KY 40206
(502) 569-7710
Fax: (502) 899-2467

Email: shannon@fauverlaw.com
ATTORNEY TO BE NOTICED

Daniel J. Canon
CLAY DANIEL WALTON & ADAMS
462 S. Fourth Street
Louisville, KY 40202
(502) 561-2005
Fax: (502) 589-5500
Email: dan@justiceky.com
ATTORNEY TO BE NOTICED

Plaintiff

ERIN BROCK

represented by **Dawn R. Elliott**
(See above for address)
ATTORNEY TO BE NOTICED

L. Joe Dunman
(See above for address)
ATTORNEY TO BE NOTICED

Laura Elizabeth Landenwisch
(See above for address)
ATTORNEY TO BE NOTICED

Shannon Fauver
(See above for address)
ATTORNEY TO BE NOTICED

Daniel J. Canon
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

MICHAEL DRURY

represented by **Dawn R. Elliott**
(See above for address)
ATTORNEY TO BE NOTICED

L. Joe Dunman
(See above for address)
ATTORNEY TO BE NOTICED

Laura Elizabeth Landenwisch
(See above for address)
ATTORNEY TO BE NOTICED

Shannon Fauver
(See above for address)
ATTORNEY TO BE NOTICED

Daniel J. Canon
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

LANE STUMLER

represented by **Dawn R. Elliott**
(See above for address)
ATTORNEY TO BE NOTICED

L. Joe Dunman
(See above for address)
ATTORNEY TO BE NOTICED

Laura Elizabeth Landenwisch
(See above for address)
ATTORNEY TO BE NOTICED

Shannon Fauver
(See above for address)
ATTORNEY TO BE NOTICED

Daniel J. Canon
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

JO ANN DALE

represented by **Dawn R. Elliott**
(See above for address)
ATTORNEY TO BE NOTICED

L. Joe Dunman
(See above for address)
ATTORNEY TO BE NOTICED

Laura Elizabeth Landenwisch
(See above for address)
ATTORNEY TO BE NOTICED

Shannon Fauver
(See above for address)
ATTORNEY TO BE NOTICED

Daniel J. Canon
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

CAROL UEBELHOER

represented by **Dawn R. Elliott**
(See above for address)
ATTORNEY TO BE NOTICED

L. Joe Dunman
(See above for address)
ATTORNEY TO BE NOTICED

Laura Elizabeth Landenwisch
(See above for address)

ATTORNEY TO BE NOTICED

Shannon Fauver
(See above for address)
ATTORNEY TO BE NOTICED

Daniel J. Canon
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

JENNIFER REDMOND

represented by **Dawn R. Elliott**
(See above for address)
ATTORNEY TO BE NOTICED

L. Joe Dunman
(See above for address)
ATTORNEY TO BE NOTICED

Laura Elizabeth Landenwich
(See above for address)
ATTORNEY TO BE NOTICED

Shannon Fauver
(See above for address)
ATTORNEY TO BE NOTICED

Daniel J. Canon
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

JANA KOHORST

represented by **Dawn R. Elliott**
(See above for address)
ATTORNEY TO BE NOTICED

L. Joe Dunman
(See above for address)
ATTORNEY TO BE NOTICED

Laura Elizabeth Landenwich
(See above for address)
ATTORNEY TO BE NOTICED

Shannon Fauver
(See above for address)
ATTORNEY TO BE NOTICED

Daniel J. Canon
(See above for address)
ATTORNEY TO BE NOTICED

Defendant**MICHAEL RICHARD PENCE***in his official capacity as Governor of the State of Indiana*represented by **Thomas M. Fisher**

OFFICE OF THE ATTORNEY GENERAL
 302 West Washington Street
 IGCS - 5th Floor
 Indianapolis, IN 46204
 (317) 232-6255
 Fax: (317) 232-7979
 Email: tom.fisher[atg.in.gov
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/07/2014	1	COMPLAINT <i>for Declaratory and Injunctive Relief</i> against MICHAEL RICHARD PENCE, filed by All Plaintiffs. (Filing fee \$400, receipt number 0756-2982057) (Attachments: # 1 Civil Cover Sheet, # 2 Proposed Summons, # 3 Proposed Summons) (Canon, Daniel) (Entered: 03/07/2014)
03/07/2014	2	NOTICE of Appearance by Daniel J. Canon on behalf of Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Canon, Daniel) (Entered: 03/07/2014)
03/07/2014	3	NOTICE of Appearance by Laura Elizabeth Landenwich on behalf of Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Landenwich, Laura) (Entered: 03/07/2014)
03/07/2014	4	Summons Issued as to MICHAEL RICHARD PENCE. (LBT) (Entered: 03/07/2014)
03/07/2014	5	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (LBT) (Entered: 03/07/2014)
03/12/2014	6	NOTICE of Appearance by Shannon Fauver on behalf of Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Fauver, Shannon) (Entered: 03/12/2014)
03/18/2014	7	NOTICE of Appearance by L. Joe Dunman on behalf of Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Dunman, L.) (Entered: 03/18/2014)
03/21/2014	8	NOTICE of Appearance by Thomas M. Fisher on behalf of Defendant MICHAEL RICHARD PENCE. (Fisher, Thomas) (Entered: 03/21/2014)
03/25/2014	9	NOTICE of Appearance by Dawn R. Elliott on behalf of Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Elliott, Dawn) (Entered: 03/25/2014)
03/26/2014	10	CERTIFICATE OF SERVICE by All Plaintiffs re 9 Notice of Appearance (Elliott, Dawn) (Entered: 03/26/2014)
03/27/2014	11	SCHEDULING ORDER: A Telephonic Conference is set for 4/4/2014 at 2:00 PM (EST) before Judge Richard L. Young. The information needed to participate in this telephonic

		conference will be provided by a separate notification. Signed by Judge Richard L. Young on 3/27/2014.(TMD) (Entered: 03/27/2014)
03/31/2014	13	NOTICE of Constitutional Challenge, filed by Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER (Landenwiche, Laura) (Entered: 03/31/2014)
03/31/2014	14	RETURN of Service, filed by All Plaintiffs. MICHAEL PENCE served on 3/17/2014 via CMRRR. MICHAEL PENCE, c/o AG Greg Zoeller, served on 3/17/2014 via CMRRR. (Landenwiche, Laura) Modified on 4/1/2014 to include dates of service in docket text (LBT). (Entered: 03/31/2014)
03/31/2014	15	MOTION for Immediate Preliminary and Permanent Injunction , filed by Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Attachments: # (1) Memorandum in Support, # (2) Exhibit 1. Affidavit of Melissa Love, # (3) Exhibit 2. Affidavit of Erin Brock, # (4) Exhibit 3. Affidavit of Jo Ann Dale, # (5) Exhibit 4. Affidavit of Carol Uebelhoeer, # (6) Exhibit 5. Affidavit of Jana Kohorst, # (7) Exhibit 6. Amicus Brief, APA, AMA, AAP, # (8) Exhibit 7. Amicus Brief, ASA, # (9) Text of Proposed Order)(Landenwiche, Laura) Modified on 4/1/2014 (LBT). (Entered: 03/31/2014)
04/01/2014	16	BRIEF/MEMORANDUM in Support re 15 MOTION for Preliminary Injunction , filed by Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Landenwiche, Laura) (Entered: 04/01/2014)
04/01/2014	17	Order regarding 4/04/14 telephonic conference - SEE ENTRY. Signed by Judge Richard L. Young on 4/1/2014.(TMD) (Entered: 04/01/2014)
04/04/2014	18	MOTION to Dismiss for Lack of Jurisdiction , filed by Defendant MICHAEL RICHARD PENCE. (Fisher, Thomas) (Entered: 04/04/2014)
04/04/2014	19	BRIEF/MEMORANDUM in Support re 18 MOTION to Dismiss for Lack of Jurisdiction , filed by Defendant MICHAEL RICHARD PENCE. (Fisher, Thomas) (Entered: 04/04/2014)
04/04/2014	20	MINUTE ORDER for Scheduling Conference held 4/04/2014 before Judge Richard L. Young. Dispositive Motions due by 4/21/2014. Signed by Judge Richard L. Young. (Court Reporter Judy Mason.)(TMD) (Entered: 04/04/2014)
04/17/2014	21	STIPULATION AS TO BRIEFING SCHEDULE ON PENDING MOTIONS, filed by Defendant MICHAEL RICHARD PENCE. (Attachments: # 1 Text of Proposed Order proposed order)(Fisher, Thomas) Modified on 4/18/2014 to change to motion event (LBT). (Entered: 04/17/2014)
04/18/2014	22	MARGINAL ENTRY approving 21 Stipulation as to Briefing Schedule on Pending Motions. Signed by Magistrate Judge Tim A. Baker on 4/18/2014. (LBT) (Entered: 04/18/2014)
04/18/2014	23	SCHEDULING ORDER: TELEPHONIC Status Conference is set for 4/21/2014 at 12:45 PM before Judge Richard L. Young. Signed by Judge Richard L. Young on 4/18/2014. (TMD) (Entered: 04/18/2014)
04/21/2014	28	Minute Entry for telephonic conference held 4/21/2014 before Judge Richard L. Young. (Court Reporter Judy Mason.) (TMD) (Entered: 04/28/2014)
04/23/2014	25	MOTION for Leave to File Excess Pages , filed by Defendant MICHAEL RICHARD PENCE. (Attachments: # 1 Text of Proposed Order Proposed Order)(Fisher, Thomas) (Entered: 04/23/2014)

04/25/2014	26	RESPONSE in Opposition re 18 MOTION to Dismiss for Lack of Jurisdiction , filed by Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Attachments: # 1 Exhibit Exhibit 1 - Executive Orders, # 2 Exhibit Exhibit 2 - AG Opinion, # 3 Text of Proposed Order)(Canon, Daniel) (Entered: 04/25/2014)
04/25/2014	27	RESPONSE in Opposition re 15 MOTION for Preliminary Injunction <i>AND PERMANENT INJUNCTIVE RELIEF</i> , filed by Defendant MICHAEL RICHARD PENCE. (Fisher, Thomas) (Entered: 04/25/2014)
04/30/2014	29	ORDER granting 25 Motion for Leave to File Excess Pages. Defendant may file an oversized brief, not to exceed 60 pages, in opposition to Plaintiffs' Motion for Immediate Preliminary and Permanent Injunctive Relief. Signed by Magistrate Judge Tim A. Baker on 4/30/2014. (LBT) (Entered: 04/30/2014)
05/08/2014	30	REPLY in Support of Motion re 15 MOTION for Preliminary Injunction , filed by Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Landenwich, Laura) (Entered: 05/08/2014)
05/08/2014	31	REPLY in Support of Motion re 18 MOTION to Dismiss for Lack of Jurisdiction , filed by Defendant MICHAEL RICHARD PENCE. (Fisher, Thomas) (Entered: 05/08/2014)
06/25/2014	32	ENTRY ON DEFENDANT'S MOTION TO DISMISS - 18 Motion to Dismiss for Lack of Jurisdiction is GRANTED. See Entry for details. Signed by Judge Richard L. Young on 6/25/2014. (LBT) (Entered: 06/25/2014)
06/25/2014	33	**VACATED PER NO. 38** ENTRY ON PLAINTIFFS' MOTION FOR PRELIMINARY AND PERMANENT INJUNCTIVE RELIEF - 15 Motion for Preliminary and Permanent Injunction is DENIED as moot. Signed by Judge Richard L. Young on 6/25/2014. (LBT) Modified on 9/16/2014 (LBT). (Entered: 06/25/2014)
06/25/2014	34	CLOSED FINAL JUDGMENT - Comes now the court, having this day granted the Defendant's Motion to Dismiss, and now enters judgment in his favor, and against the Plaintiffs herein. Signed by Judge Richard L. Young on 6/25/2014.(LBT) (Entered: 06/25/2014)
07/22/2014	35	MOTION for Reconsideration re 32 Order on Motion to Dismiss/Lack of Jurisdiction , filed by Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Attachments: # 1 Memorandum in Support, # 2 Exhibit 1 - Executive Order, # 3 Exhibit 2 - Executive Order, # 4 Text of Proposed Order)(Canon, Daniel) (Entered: 07/22/2014)
08/08/2014	36	RESPONSE in Opposition re 35 MOTION for Reconsideration re 32 Order on Motion to Dismiss/Lack of Jurisdiction , filed by Defendant MICHAEL RICHARD PENCE. (Fisher, Thomas) (Entered: 08/08/2014)
08/21/2014	37	REPLY in Support of Motion re 35 MOTION for Reconsideration re 32 Order on Motion to Dismiss/Lack of Jurisdiction , filed by Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Landenwich, Laura) (Entered: 08/21/2014)
09/16/2014	38	ENTRY on Plaintiff's Motion to Reconsider - In light of the new evidence, the court reinstates the married Plaintiffs' claims that Section 31-11-1-1(b) are unconstitutional. The claims brought by the unmarried Plaintiffs remain dismissed, because the Governor cannot remedy the harms alleged by them. 35 Motion for Reconsideration is GRANTED in part and DENIED in part. As a result, the court also VACATES its 33 Entry on Plaintiff's

		Motion for Preliminary and Permanent Injunctive Relief, which had denied that motion as moot. See Entry for details. Signed by Judge Richard L. Young on 9/16/2014. (LBT) (Entered: 09/16/2014)
09/17/2014	39	ORDER REOPENING CASE as the Court has granted Plaintiffs' Motion to Reconsider on 9/16/2014 and now vacates its prior entry of final judgment in favor of Defendant. Signed by Judge Richard L. Young on 9/17/2014.(CBU) (Entered: 09/17/2014)
10/10/2014	40	MOTION for Summary Judgment , filed by Plaintiffs JO ANN DALE, JANA KOHORST, JENNIFER REDMOND, CAROL UEBELHOER. (Attachments: # 1 Exhibit Memorandum in Support, # 2 Text of Proposed Order)(Canon, Daniel) (Entered: 10/10/2014)
10/15/2014	41	BRIEF/MEMORANDUM in Support re 40 MOTION for Summary Judgment , filed by Plaintiffs JO ANN DALE, JANA KOHORST, JENNIFER REDMOND, CAROL UEBELHOER. (Canon, Daniel) (Entered: 10/15/2014)
11/07/2014	42	Joint MOTION for Extension of Time to 12/10/2014 to file response to 40 MOTION for Summary Judgment <i>AND PLAINTIFFS REPLY IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT</i> , filed by Defendant MICHAEL RICHARD PENCE. (Attachments: # 1 Text of Proposed Order)(Fisher, Thomas) (Entered: 11/07/2014)
11/24/2014	43	ORDER granting 42 Motion for Extension of Time to 12/10/2014 to File Response re 40 MOTION for Summary Judgment. Plaintiffs shall file their reply memorandum in support of their Motion for Summary Judgment on or before 1/9/2015. Signed by Magistrate Judge Tim A. Baker on 11/24/2014. (LBT) (Entered: 11/24/2014)
12/02/2014	44	Unopposed MOTION for Extension of Time to 1/9/2015 to file response to 40 MOTION for Summary Judgment , filed by Defendant MICHAEL RICHARD PENCE. (Attachments: # 1 Text of Proposed Order)(Fisher, Thomas) (Entered: 12/02/2014)
12/16/2014	45	ORDER granting 44 Defendant's Unopposed Second Motion for Enlargement of Time. The Defendant shall file his memorandum in response to 40 MOTION for Summary Judgment on or before 1/9/2015.. Signed by Magistrate Judge Tim A. Baker on 12/16/2014. (JLM) (Entered: 12/16/2014)
01/09/2015	46	Third MOTION for Extension of Time to 02/09/2015 to file response to 40 MOTION for Summary Judgment , filed by Defendant MICHAEL RICHARD PENCE. (Attachments: # 1 Text of Proposed Order)(Fisher, Thomas) (Entered: 01/09/2015)
01/22/2015	47	ORDER granting 46 Motion for Extension of Time to 2/9/2015 for Defendant to File his Response re 40 MOTION for Summary Judgment . Signed by Magistrate Judge Tim A. Baker on 1/22/2015. (LBT) (Entered: 01/22/2015)
02/09/2015	48	Fourth MOTION for Extension of Time to 2/23/2015 to file response to 40 MOTION for Summary Judgment , filed by Defendant MICHAEL RICHARD PENCE. (Attachments: # 1 Text of Proposed Order)(Fisher, Thomas) (Entered: 02/09/2015)
02/13/2015	49	ORDER granting 48 Defendant's Unopposed Fourth Motion for Enlargement of Time - The Defendant shall file his memorandum in response to 40 Motion for Summary Judgment on or before 2/23/2015. Signed by Magistrate Judge Tim A. Baker on 2/12/2015. (JLM) (Entered: 02/13/2015)
02/23/2015	50	NOTICE of Voluntary Dismissal, filed by Plaintiffs ERIN BROCK, JO ANN DALE, MICHAEL DRURY, JANA KOHORST, MELISSA LOVE, JENNIFER REDMOND, LANE STUMLER, CAROL UEBELHOER. (Landenwich, Laura) (Entered: 02/23/2015)
03/20/2015	51	CLOSED DISMISSED with prejudice, each party to bear own costs and fees. Signed by Judge Richard L. Young on 3/20/2015.(TMD) (Entered: 03/20/2015)

Case #: 4:14-cv-00015-RLY-TAB

PACER Service Center			
Transaction Receipt			
11/04/2017 17:14:57			
PACER Login:	hs0328:2563377:0	Client Code:	
Description:	Docket Report	Search Criteria:	4:14-cv-00015-RLY-TAB
Billable Pages:	9	Cost:	0.90