

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

ASHLEE and RUBY HENDERSON, a married	)	
couple and L.W.C.H., <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	No. 1:15-cv-220-TWP-MJD
	)	
DR. JEROME M. ADAMS, in his official capacity	)	
as Indiana State Health Commissioner,	)	
	)	
Defendant.	)	

PROPOSED DESIGNATION OF RECORD FOR USE ON APPEAL

In compliance with Circuit Rule 10 and Local Rule 76-1, Defendant hereby proposes the items highlighted in Exhibit A to be included in the record of proceedings for use in the appeal of *Henderson et al. v. Adams*.

Respectfully submitted,

CURTIS T. HILL, JR.
Attorney General of Indiana

Date: January 20, 2017

By: s/ Thomas M. Fisher
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CERTIFICATE OF SERVICE

I hereby certify that on January 20, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to all counsel of record.

s/ Thomas M. Fisher
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Exhibit A

CMP,CLOSED

**U.S. District Court
Southern District of Indiana (Indianapolis)
CIVIL DOCKET FOR CASE #: 1:15-cv-00220-TWP-MJD**

HENDERSON et al v. ADAMS, et al.
Assigned to: Judge Tanya Walton Pratt
Referred to: Magistrate Judge Mark J. Dinsmore
Cause: 42:1983 Civil Rights Act

Date Filed: 02/13/2015
Date Terminated: 06/30/2016
Jury Demand: None
Nature of Suit: 950 Constitutional -
State Statute
Jurisdiction: Federal Question

Plaintiff

ASHLEE HENDERSON
a married couple

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Plaintiff

L.W.C.H.
*by his parent and next friend Ruby
Henderson*

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Plaintiff

H.S.
BY HIS MOTHER AND NEXT FRIEND
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Plaintiff

ELIZABETH BUSH-SAWYER
a married couple
also known as
NICKI

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Plaintiff

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Plaintiff

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G.R.M.B.

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Defendant

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*ATTORNEY TO BE NOTICED***Defendant****KAREN COMBS**represented by **Douglas Joseph Masson**
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*ATTORNEY TO BE NOTICED***Defendant****KATE NAIL***RN*represented by **Douglas Joseph Masson**
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*ATTORNEY TO BE NOTICED***Defendant****HSIN-YI WENG***official capacity as a member of the
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JIM REED

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*ALL IN THEIR OFFICIAL
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Defendant

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V.

Consol Plaintiff

NOELL ALLEN

*Consolidated Plaintiff 1:15-cv-01929-
TWP-MJD*

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Consol Plaintiff

CRYSTAL ALLEN

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TWP-MJD*

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Consol Plaintiff

L.J.P.S.

*by her mother and next friend, Lisa
Phillips-Stackman - Consolidated
Plaintiff 1:15-cv-01929-TWP-MJD*

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V.

Consol Defendant

JEROME M. ADAMS

*Dr., in his official capacity as Indiana
State Health Commissioner -
Consolidated Defendant 1:15-cv-
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Consol Defendant

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*Dr., in her official capacity as Director
and Health Officer of the Marion
County Health Department*

represented by **Anna M. Konradi**
(See above for address)
ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto
(See above for address)
ATTORNEY TO BE NOTICED

Anthony Scott Chinn
(See above for address)
ATTORNEY TO BE NOTICED

Consol Defendant

DARREN KLINGLER
*Administrator, Vital Records, Marion
County Health Department -
Consolidated Defenant 1:15-cv-01929-
TWP-MJD*

represented by **Anna M. Konradi**
(See above for address)
ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto
(See above for address)
ATTORNEY TO BE NOTICED

Anthony Scott Chinn
(See above for address)
ATTORNEY TO BE NOTICED

Consol Defendant

DR. JAMES MINER
*Dr., - Consolidated Defendant 1:15-cv-
01929*

represented by **Anna M. Konradi**
(See above for address)
ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto
(See above for address)
ATTORNEY TO BE NOTICED

Anthony Scott Chinn
(See above for address)

ATTORNEY TO BE NOTICED

Consol Defendant

GREGORY S FEHRIBACH

Consolidated Defendant 1:15-cv-01929-TWP-MJD

represented by **Anna M. Konradi**

(See above for address)

ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto

(See above for address)

ATTORNEY TO BE NOTICED

Anthony Scott Chinn

(See above for address)

ATTORNEY TO BE NOTICED

Consol Defendant

LACY M. JOHNSON

Consolidated Defendant 1:15-cv-01929

represented by **Anna M. Konradi**

(See above for address)

ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto

(See above for address)

ATTORNEY TO BE NOTICED

Anthony Scott Chinn

(See above for address)

ATTORNEY TO BE NOTICED

Consol Defendant

CHARLES S. EBERHARDT, II

Consolidated Defendant 1:15-cv-01929-TWP-MJD

represented by **Anna M. Konradi**

(See above for address)

ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto

(See above for address)

ATTORNEY TO BE NOTICED

Anthony Scott Chinn

(See above for address)

ATTORNEY TO BE NOTICED

Consol Defendant

DEBORAH J. DANIELS

Consolidated Defendant 1:15-cv-01929

represented by **Anna M. Konradi**

(See above for address)

ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto

(See above for address)

ATTORNEY TO BE NOTICED

Anthony Scott Chinn
(See above for address)
ATTORNEY TO BE NOTICED

Consol Defendant

DR. DAVID F. CANAL
Consolidated Defendant 1:15-cv-01929

represented by **Anna M. Konradi**
(See above for address)
ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto
(See above for address)
ATTORNEY TO BE NOTICED

Anthony Scott Chinn
(See above for address)
ATTORNEY TO BE NOTICED

Consol Defendant

JOYCE Q. ROGERS
Consolidated Defendant 1:15-cv-01929

represented by **Anna M. Konradi**
(See above for address)
ATTORNEY TO BE NOTICED

Anne Kramer Ricchiuto
(See above for address)
ATTORNEY TO BE NOTICED

Anthony Scott Chinn
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
02/13/2015	<u>1</u>	COMPLAINT against All Defendants, filed by All Plaintiffs. (Filing fee \$400, receipt number 0756-3354181) (Attachments: # <u>1</u> Exhibit A - IA - explanation regarding same sex spouses on birth certificate, # <u>2</u> Exhibit B - Certificate of Live Birth Worksheet, # <u>3</u> Exhibit Redacted Birth Certificate, # <u>4</u> Civil Cover Sheet, # <u>5</u> Proposed Summons)(Celestino-Horseman, Karen) (Entered: 02/13/2015)
02/13/2015	<u>2</u>	NOTICE of Appearance by Karen Celestino-Horseman on behalf of Plaintiffs L.W.C.H. BY HIS PARENT AND NEXT FRIEND RUBY HENDERSON, ASHLEE HENDERSON, RUBY HENDERSON. (Celestino-Horseman, Karen) (Entered: 02/13/2015)
02/13/2015	<u>3</u>	NOTICE of Appearance by Richard A. Mann on behalf of Plaintiffs L.W.C.H. BY HIS PARENT AND NEXT FRIEND RUBY HENDERSON, ASHLEE HENDERSON, RUBY HENDERSON. (Mann, Richard) (Entered: 02/13/2015)
02/16/2015	<u>4</u>	Proposed Summons submitted for issuance by the clerk as to Pam Aaltonen.

		(Celestino-Horseman, Karen) (Entered: 02/16/2015)
02/17/2015	<u>5</u>	NOTICE of Appearance by William R. Groth on behalf of Plaintiffs ASHLEE HENDERSON, RUBY HENDERSON, L.W.C.H.. (Groth, William) (Entered: 02/17/2015)
02/17/2015	<u>6</u>	Summons Issued as to All Defendants. (AAM) (Entered: 02/17/2015)
02/17/2015	<u>7</u>	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (AAM) (Entered: 02/17/2015)
02/18/2015	<u>8</u>	Summons Issued as to KAREN COMBS. (DJH) (Entered: 02/18/2015)
02/20/2015	<u>9</u>	AFFIDAVIT of Service for Summons, Complaint with Exhibits, Appearance, Civil Cover Sheet <i>personally</i> served on Dr. Jerome M. Adams on 02/20/2015, filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit Ex A - Proof of Service) (Celestino-Horseman, Karen) (Entered: 02/20/2015)
03/09/2015	<u>10</u>	NOTICE of Appearance by Lara K. Langeneckert on behalf of Defendant JEROME ADAMS. (Langeneckert, Lara) (Entered: 03/09/2015)
03/09/2015	<u>11</u>	NOTICE of Appearance by Thomas M. Fisher on behalf of Defendant JEROME ADAMS. (Fisher, Thomas) (Entered: 03/09/2015)
03/09/2015	<u>12</u>	NOTICE of Automatic Initial Extension of Time to Respond to Complaint, filed by Defendant JEROME ADAMS, re <u>1</u> Complaint. (Fisher, Thomas) (Entered: 03/09/2015)
03/10/2015	<u>13</u>	NOTICE of Appearance by Douglas Joseph Masson on behalf of Defendants PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, JOHN THOMAS, HSIN-YI WENG. (Masson, Douglas) (Entered: 03/10/2015)
03/10/2015	<u>14</u>	WAIVER OF SERVICE Returned Executed, filed by THOMAS C. PADGETT, KATE NAIL, JOHN THOMAS, KAREN COMBS, PAM AALTONEN, JEREMY P. ADLER, THOMETRA FOSTER, GLENDA ROBINETTE, CRAIG RICH, HSIN-YI WENG. THOMAS C. PADGETT waiver sent on 2/18/2015; KATE NAIL waiver sent on 2/18/2015; JOHN THOMAS waiver sent on 2/18/2015; KAREN COMBS waiver sent on 2/18/2015; PAM AALTONEN waiver sent on 2/18/2015; JEREMY P. ADLER waiver sent on 2/18/2015; THOMETRA FOSTER waiver sent on 2/18/2015; GLENDA ROBINETTE waiver sent on 2/18/2015; CRAIG RICH waiver sent on 2/18/2015; HSIN-YI WENG waiver sent on 2/18/2015. (Masson, Douglas) (Entered: 03/10/2015)
03/11/2015	<u>15</u>	AMENDED COMPLAINT against All Defendants, filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A - explanation regarding same sex spouses on birth certificate, # <u>2</u> Exhibit B - Certificate of Live Birth Worksheet, # <u>3</u> Exhibit C - Redacted Birth Certificate)(Celestino-Horseman, Karen) (Entered: 03/11/2015)
03/11/2015	<u>16</u>	Proposed Summons submitted for issuance by the clerk as to VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S.

		EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Celestino-Horseman, Karen) (Entered: 03/11/2015)
03/13/2015	<u>17</u>	Summons Issued as to All Defendants. (MGG) (Entered: 03/13/2015)
03/26/2015	<u>18</u>	AFFIDAVIT of Service for Summons, Complaint with Exhibits, Appearance, Civil Cover Sheet served on Dr. Virginia Caine, Darren Klingler, Dr. James Miner, Gregory S. Fehribach, Lacy M. Johnson, Charles s. Eberhardt II, Deborah J. Daniels, Dr. David F. Canal, Joyce Q. Rogers on March 16, 2015, filed by All Plaintiffs. (Attachments: # <u>1</u> Exhibit A - Proof of Service for Marion County Health Department and the Health & Hospital Corporation) (Celestino-Horseman, Karen) (Entered: 03/26/2015)
04/06/2015	<u>19</u>	NOTICE of Appearance by Anthony Scott Chinn on behalf of Defendants VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Chinn, Anthony) (Entered: 04/06/2015)
04/06/2015	<u>20</u>	NOTICE of Appearance by Anne Kramer Ricchiuto on behalf of Defendants VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Ricchiuto, Anne) (Entered: 04/06/2015)
04/06/2015	<u>21</u>	NOTICE of Appearance by Anna M. Konradi on behalf of Defendants VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Konradi, Anna) (Entered: 04/06/2015)
04/06/2015	<u>22</u>	NOTICE of Parties' First Extension of Time, filed by Defendants VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Konradi, Anna) (Entered: 04/06/2015)
04/07/2015	<u>23</u>	SCHEDULING ORDER - This matter is scheduled for a telephonic initial pretrial conference on Tuesday, May 12, 2015 at 4:20 p.m. Counsel shall attend the conference by calling the designated telephone number, to be provided by the court via email. The parties shall file a proposed Case Management Plan ("CMP") no fewer than seven days before the pretrial conference. Signed by Magistrate Judge Mark J. Dinsmore on 4/7/2015. (MGG) (Entered: 04/07/2015)
04/07/2015	<u>24</u>	NOTICE of Appearance by Raymond L. Faust on behalf of Plaintiffs I. J. B., ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, UNBORN BABY DOE, ASHLEE HENDERSON, RUBY HENDERSON, L.W.C.H., JENNIFER SINGLEY, NICOLE SINGLEY. (Faust, Raymond) (Entered: 04/07/2015)
04/09/2015	<u>25</u>	ANSWER to <u>15</u> Amended Complaint , filed by JEROME ADAMS.(Fisher,

		Thomas) (Entered: 04/09/2015)
04/16/2015	<u>26</u>	Tippecanoe County Defendants' ANSWER to <u>15</u> Amended Complaint , filed by PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, JOHN THOMAS, HSIN-YI WENG. (Masson, Douglas) (Entered: 04/16/2015)
05/04/2015	<u>27</u>	JOINTLY PREPARED CASE MANAGEMENT PLAN TENDERED, filed by Plaintiffs I. J. B., ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, UNBORN BABY DOE, ASHLEE HENDERSON, RUBY HENDERSON, L.W.C.H., JENNIFER SINGLEY, NICOLE SINGLEY . (Celestino-Horseman, Karen) (Entered: 05/04/2015)
05/04/2015	<u>28</u>	ANSWER to <u>15</u> Amended Complaint for Declaratory Judgment and Injunctive Relief, filed by VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS.(Konradi, Anna) (Entered: 05/04/2015)
05/13/2015	<u>30</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Initial Pretrial Conference held on 5/12/2015. The Court will approve the Case Management Plan, by separate order, with the changes to which the parties have agreed. In addition, the parties shall submit their agreement regarding the format in which any electronically stored information will be produced as a proposed amendment to the Case Management Plan, within fourteen (14) days of the date of this Order. Settlement Conference set for 3/11/2016 at 09:00 AM in room #257, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Magistrate Judge Mark J. Dinsmore. Status Conference set for 6/19/2015 at 04:30 PM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for additional information*. Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 05/13/2015)
05/13/2015	<u>31</u>	ORDER: CASE MANAGEMENT PLAN APPROVED AS AMENDED - Discovery due by 11/6/2015. Dispositive Motions due by 12/4/2015. Signed by Magistrate Judge Mark J. Dinsmore on 5/13/2015.(CKM) (Entered: 05/13/2015)
05/20/2015	<u>32</u>	SCHEDULING ORDER- Bench Trial set for 9/19/2016 09:00 AM in room #344, United States Courthouse, before Judge Tanya Walton Pratt. Final Pretrial Conference set for 8/24/2016 01:30 PM in room #330, United States Courthouse, 46 E. Ohio Street, Indianapolis, Indiana before Judge Tanya Walton Pratt. The final pretrial conference is for attorneys only. At the final pretrial conference, Counsel shall be prepared to discuss the status of the action, including all matters requiring completion preparatory to trial. Signed by Judge Tanya Walton Pratt on 5/20/2015.(CBU) (Entered: 05/21/2015)
05/20/2015	<u>33</u>	COURTROOM PROCEDURES AND TRIAL PRACTICE before Judge Tanya Walton Pratt (CBU) (Entered: 05/21/2015)
05/26/2015	<u>34</u>	First MOTION to File a Second Amended Complaint, filed by Plaintiffs I. J. B., ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, UNBORN BABY DOE, ASHLEE HENDERSON, RUBY HENDERSON, L.W.C.H.,

		JENNIFER SINGLEY, NICOLE SINGLEY. (Attachments: # <u>1</u> Exhibit Proposed Second Amended Complaint, # <u>2</u> Exhibit A - Exhibit to Amended Complaint, # <u>3</u> Exhibit B- Exhibit to Amended Complaint, # <u>4</u> Text of Proposed Order)(Celestino-Horseman, Karen) Modified on 5/27/2015 (BGT). (Entered: 05/26/2015)
05/27/2015	<u>35</u>	ORDER re <u>34</u> BRIEFING SCHEDULE on Plaintiffs' motion to file second amended complaint. Signed by Magistrate Judge Mark J. Dinsmore on 5/27/2015.(CBU) (Entered: 05/27/2015)
05/29/2015	<u>36</u>	STIPULATION by all parties adding ESI section to <u>27</u> CMP, filed by Plaintiffs I. J. B., ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, UNBORN BABY DOE, ASHLEE HENDERSON, RUBY HENDERSON, L.W.C.H., JENNIFER SINGLEY, NICOLE SINGLEY. (Celestino-Horseman, Karen) Modified on 6/1/2015 (MGG). (Entered: 05/29/2015)
06/04/2015	<u>37</u>	ORDER granting <u>34</u> Motion to file Second Amended Complaint and it shall be deemed filed and served upon all counsel of record as of the date of entry of this order. Signed by Magistrate Judge Mark J. Dinsmore on 6/4/2015. (CBU) (Entered: 06/05/2015)
06/04/2015	<u>38</u>	AMENDED COMPLAINT against PAM AALTONEN, JEROME ADAMS, JEREMY P. ADLER, VIRGINIA CAINE, DAVID F. CANAL, KAREN COMBS, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, THOMETRA FOSTER, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, JOYCE Q. ROGERS, JOHN THOMAS, HSIN-YI WENG, H.N.B., DONNICA BARRETT, CALLE JANSON, CATHY BANNICK, LYNDSEY BANNICK, SARAH JANSON, G.R.M.B., NIKKOLE MCKINLEY-BARRETT, UNBORN BABY DOE, BRIAN NIEDBALSKI, COLLIS MAYFILED, BETH LEWIS, DENNIS STARK, MICHAEL CHADWICK, SUSAN SAWIN-JOHNSON, MICHAEL MEYER, CHARLES HATCHER, BROOKE F. CASE, CINDY BOLL, JIM REED, DARREN BRUCKEN, JONI WISE, TERRI MANNING, JEFFERY DEPASSE, DORA ABEL, IRVING HABER, BRIAN GARCIA, MICHAEL ELDRED, JAMES TURNER, ROBERT BURKLE, filed by UNBORN BABY DOE, I. J. B., RUBY HENDERSON, ASHLEE HENDERSON, ELIZABETH BUSH-SAWYER, JENNIFER SINGLEY, NICOLE SINGLEY, L.W.C.H., TONYA BUSH-SAWYER, H.N.B., DONNICA BARRETT, CALLE JANSON, CATHY BANNICK, LYNDSEY BANNICK, SARAH JANSON, G.R.M.B., NIKKOLE MCKINLEY-BARRETT, UNBORN BABY DOE (Ordered filed this date) (Attachments: # <u>1</u> Exhibit A-IVRA Newsletter pg 8 Same Sex Marrigae and Filing of Birth Certificates, # <u>2</u> Exhibit B- Certificate of Live Birth Worksheet)(CBU) (Entered: 06/05/2015)
06/08/2015	<u>39</u>	Proposed Summons submitted for issuance by the clerk as to DORA ABEL, DARREN BRUCKEN, ROBERT BURKLE, JEFFERY DEPASSE, MICHAEL ELDRED, BRIAN GARCIA, IRVING HABER, TERRI MANNING, JAMES TURNER, JONI WISE. (Celestino-Horseman, Karen) (Entered: 06/08/2015)

06/08/2015	40	Proposed Summons submitted for issuance by the clerk as to CINDY BOLL, BROOKE F. CASE, MICHAEL CHADWICK, CHARLES HATCHER, BETH LEWIS, COLLIS MAYFILED, MICHAEL MEYER, BRIAN NIEDBALSKI, JIM REED, SUSAN SAWIN-JOHNSON, DENNIS STARK. (Celestino-Horseman, Karen) (Entered: 06/08/2015)
06/09/2015	41	Summons Issued as to DORA ABEL, DARREN BRUCKEN, ROBERT BURKLE, JEFFERY DEPASSE, MICHAEL ELDRED, BRIAN GARCIA, IRVING HABER, TERRI MANNING, JAMES TURNER, JONI WISE. (MGG) (Entered: 06/09/2015)
06/09/2015	42	Summons Issued as to CINDY BOLL, BROOKE F. CASE, MICHAEL CHADWICK, CHARLES HATCHER, BETH LEWIS, COLLIS MAYFILED, MICHAEL MEYER, BRIAN NIEDBALSKI, JIM REED, SUSAN SAWIN-JOHNSON, DENNIS STARK. (MGG) (Entered: 06/09/2015)
06/12/2015	44	***ORDERED STRICKEN PER 45 ***NOTICE of Service of Initial Disclosures Pursuant to Rule 26(a)(1), filed by Defendants VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Konradi, Anna) Modified on 6/15/2015 (MAC). (Entered: 06/12/2015)
06/15/2015	45	ENTRY Striking Initial Disclosure 44 (See Entry). Signed by Magistrate Judge Mark J. Dinsmore on 6/15/2015.(MAC) (Entered: 06/15/2015)
06/16/2015	46	NOTICE of Service of Initial Disclosures , filed by Defendants VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Konradi, Anna) (Entered: 06/16/2015)
06/19/2015	47	Special Damages by All Plaintiffs. (Groth, William) (Entered: 06/19/2015)
06/19/2015	48	Witness List /Preliminary, filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE, Exhibit List /Preliminary, filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Groth, William) (Entered: 06/19/2015)
06/22/2015	49	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 6/19/2015. The parties discussed the status of and future plans for discovery. The parties expect to move for entry on an agreed protective order in the near future. The Court is in receipt of the

		parties' Electronically Stored Information Provision to Supplement Case Management Plan. [Dkt. 36.] The parties' approved Case Management Plan [Dkt. 31] is hereby amended as follows: Unless otherwise agreed by the parties or ordered by the Court, all electronically stored information will be produced in.pdf format. Status Conference set for 8/21/2015 at 04:30 PM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 06/22/2015)
06/22/2015	<u>50</u>	<i>Marion County Defendants'</i> ANSWER to <u>38</u> Amended Complaint (<i>Second</i>), filed by VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Konradi, Anna) (Entered: 06/22/2015)
06/22/2015	<u>51</u>	<i>Tippecanoe County Defendants'</i> ANSWER to <u>38</u> Amended Complaint , filed by PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, JOHN THOMAS, HSIN-YI WENG. (Masson, Douglas) (Entered: 06/22/2015)
06/22/2015	<u>52</u>	DEFENDANT DR. JEROME M. ADAMS' ANSWER to <u>38</u> Amended Complaint (<i>Second</i>), filed by JEROME ADAMS.(Fisher, Thomas) (Entered: 06/22/2015)
06/24/2015	<u>53</u>	WAIVER OF SERVICE Returned Executed, filed by All Plaintiffs. DORA ABEL waiver sent on 6/18/2015; DARREN BRUCKEN waiver sent on 6/18/2015; ROBERT BURKLE waiver sent on 6/18/2015; JEFFERY DEPASSE waiver sent on 6/18/2015; MICHAEL ELDRED waiver sent on 6/18/2015; BRIAN GARCIA waiver sent on 6/18/2015; IRVING HABER waiver sent on 6/18/2015; TERRI MANNING waiver sent on 6/18/2015; JAMES TURNER waiver sent on 6/18/2015; JONI WISE waiver sent on 6/18/2015. (Celestino-Horseman, Karen) (Entered: 06/24/2015)
06/26/2015	<u>54</u>	Witness List <i>Preliminary</i> , filed by Defendants PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, JOHN THOMAS, HSIN-YI WENG. (Masson, Douglas) (Entered: 06/26/2015)
06/26/2015	<u>55</u>	Witness List <i>Preliminary Witness and Exhibit List</i> , filed by Defendant JEROME ADAMS. (Fisher, Thomas) (Entered: 06/26/2015)
06/26/2015	<u>56</u>	Witness List <i>Preliminary witness and exhibit list</i> , filed by Defendants VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS. (Konradi, Anna) (Entered: 06/26/2015)
08/05/2015	<u>57</u>	ANSWER to <u>38</u> Amended Complaint <i>FOR DECLARATORY AND INJUNCTIVE RELIEF</i> , filed by DR. BRIAN NIEDEBALSKI, COLLIS MAYFILED, BETH LEWIS, DENNIS STARK, DR. MICHAEL CHADWICK, DR. SUSAN SAWIN-JOHNSON, MICHAEL MEYER, DR. CHARLES HATCHER, DR. BROOKE F. CASE, CINDY BOLL, JIM

		REED.(Tucker, J.) Modified on 8/5/2015 (DW). (Entered: 08/05/2015)
08/05/2015	58	NOTICE of Appearance by J. Grant Tucker on behalf of Defendants DR. BRIAN NIEDBALSKI, COLLIS MAYFILED, BETH LEWIS, DENNIS STARK, DR. MICHAEL CHADWICK, DR. SUSAN SAWIN-JOHNSON, MICHAEL MEYER, DR. CHARLES HATCHER, DR. BROOKE F. CASE, CINDY BOLL, JIM REED. (Tucker, J.) Modified on 8/5/2015 (DW). (Entered: 08/05/2015)
08/17/2015	60	Vigo County Defendants' ANSWER to 38 Amended Complaint , filed by DORA ABEL, DARREN BRUCKEN, ROBERT BURKLE, JEFFERY DEPASSE, MICHAEL ELDRED, BRIAN GARCIA, IRVING HABER, TERRI MANNING, JAMES TURNER, JONI WISE.(Wright, Michael) (Entered: 08/17/2015)
08/17/2015	61	NOTICE of Appearance by Michael James Wright on behalf of Defendants DORA ABEL, DARREN BRUCKEN, ROBERT BURKLE, JEFFERY DEPASSE, MICHAEL ELDRED, BRIAN GARCIA, IRVING HABER, TERRI MANNING, JAMES TURNER, JONI WISE. (Wright, Michael) (Entered: 08/17/2015)
08/18/2015	62	Joint MOTION for Continuance of <i>Telephonic Status Conference</i> , filed by Defendant JEROME ADAMS. (Attachments: # 1 Text of Proposed Order proposed order)(Fisher, Thomas) (Entered: 08/18/2015)
08/19/2015	63	ORDER granting Parties' 62 Joint Motion for Continuance of Telephonic Status Conference. Status Conference RESET for 8/26/2015 10:00 AM in Telephonic before Magistrate Judge Mark J. Dinsmore. In all other respects the Court's Minute Entry of June 19, 2015 (Dkt. 49) remains unchanged. Signed by Magistrate Judge Mark J. Dinsmore on 8/19/2015.(SWM) (Entered: 08/20/2015)
08/20/2015	64	MOTION <i>to be excused from status conference</i> 63 , filed by Defendants PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, JOHN THOMAS, HSIN-YI WENG. (Masson, Douglas) (Entered: 08/20/2015)
08/21/2015	66	Submission of Proposed Order , re 64 MOTION <i>to be excused from status conference</i> 63 , filed by Defendants PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, JOHN THOMAS, HSIN-YI WENG. (Masson, Douglas) (Entered: 08/21/2015)
08/21/2015	67	ORDER granting 64 Motion for Tippecanoe County Defendants to be excused from status conference. Signed by Magistrate Judge Mark J. Dinsmore on 8/21/2015. (CBU) (Entered: 08/24/2015)
08/26/2015	68	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 8/26/2015. Counsel for the Tippecanoe County Defendants was excused from attendance. The parties reported on the status of discovery. Status Conference set for 10/2/2015 at 04:00 PM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for

		additional information* Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 08/26/2015)
08/26/2015	69	ORDER Regarding Protective Orders (see Order). Signed by Magistrate Judge Mark J. Dinsmore on 8/26/2015.(SWM) (Entered: 08/27/2015)
09/25/2015	71	First MOTION for Extension of Time to <i>Extend Discovery Deadlines</i> , filed by Defendant JEROME ADAMS. (Attachments: # 1 Text of Proposed Order) (Fisher, Thomas) (Entered: 09/25/2015)
09/28/2015	72	ORDER granting in part and denying in part Defendant Dr. Jerome M. Adams' 71 Motion for Extension of discovery deadlines. Dispositive motions due by 12/4/2015. Discovery due by 11/17/2015 (see Order for other established deadlines). Signed by Magistrate Judge Mark J. Dinsmore on 9/28/2015. (SWM) (Entered: 09/29/2015)
10/02/2015	73	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 10/2/2015. The parties discussed the status of and future plans for discovery and were reminded that discovery closes on November 17, 2015. Status Conference set for 2/11/2016 at 10:30 AM in Telephonic before Magistrate Judge Mark J. Dinsmore. *see order for additional information*. Signed by Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 10/05/2015)
10/30/2015	74	Exhibit List , filed by Defendants PAM AALTONEN, DORA ABEL, JEROME ADAMS, JEREMY P. ADLER, CINDY BOLL, DARREN BRUCKEN, ROBERT BURKLE, VIRGINIA CAINE, DAVID F. CANAL, BROOKE F. CASE, MICHAEL CHADWICK, KAREN COMBS, DEBORAH J. DANIELS, JEFFERY DEPASSE, CHARLES S. EBERHARDT, II, MICHAEL ELDRED, GREGORY S. FEHRIBACH, THOMETRA FOSTER, BRIAN GARCIA, IRVING HABER, CHARLES HATCHER, LACY M. JOHNSON, DARREN KLINGLER, BETH LEWIS, TERRI MANNING, COLLIS MAYFILED, MICHAEL MEYER, JAMES MINER, KATE NAIL, BRIAN NIEDBALSKI, THOMAS C. PADGETT, JIM REED, CRAIG RICH, GLENDA ROBINETTE, JOYCE Q. ROGERS, SUSAN SAWIN-JOHNSON, DENNIS STARK, JOHN THOMAS, JAMES TURNER, HSIN-YI WENG, JONI WISE, Witness List , filed by Defendants PAM AALTONEN, DORA ABEL, JEROME ADAMS, JEREMY P. ADLER, CINDY BOLL, DARREN BRUCKEN, ROBERT BURKLE, VIRGINIA CAINE, DAVID F. CANAL, BROOKE F. CASE, MICHAEL CHADWICK, KAREN COMBS, DEBORAH J. DANIELS, JEFFERY DEPASSE, CHARLES S. EBERHARDT, II, MICHAEL ELDRED, GREGORY S. FEHRIBACH, THOMETRA FOSTER, BRIAN GARCIA, IRVING HABER, CHARLES HATCHER, LACY M. JOHNSON, DARREN KLINGLER, BETH LEWIS, TERRI MANNING, COLLIS MAYFILED, MICHAEL MEYER, JAMES MINER, KATE NAIL, BRIAN NIEDBALSKI, THOMAS C. PADGETT, JIM REED, CRAIG RICH, GLENDA ROBINETTE, JOYCE Q. ROGERS, SUSAN SAWIN-JOHNSON, DENNIS STARK, JOHN THOMAS, JAMES TURNER, HSIN-YI WENG, JONI WISE. (Fisher, Thomas) (Entered: 10/30/2015)
10/30/2015	75	Exhibit List , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY

		BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE, Witness List , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Celestino-Horseman, Karen) (Entered: 10/30/2015)
11/11/2015	<u>76</u>	Statement of Claims by All Plaintiffs. (Mann, Richard) (Entered: 11/11/2015)
12/04/2015	<u>77</u>	First MOTION for Summary Judgment , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Celestino-Horseman, Karen) (Entered: 12/04/2015)
12/04/2015	<u>78</u>	Appendix of Exhibits in Support of Motion re <u>77</u> First MOTION for Summary Judgment , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Attachments: # <u>1</u> Exhibit Ex A - Process for gathering information, # <u>2</u> Exhibit B - Interrogatory responses of the Tippecanoe County Health Department, # <u>3</u> Exhibit C - Interrogatory responses of the Marion Health Department, # <u>4</u> Exhibit D - Indiana Birth Worksheet for 2015, # <u>5</u> Affidavit Ex E - Affidavit of Ashlee and Ruby Henderson, # <u>6</u> Affidavit Henderson Attach 1 - IVRA Newsletter, # <u>7</u> Affidavit Henderson Attach 2 - Certificate of Live Birth Worksheet, # <u>8</u> Affidavit Henderson Attach 3 - Birth Certificate, # <u>9</u> Affidavit Ex F - Affidavit of Captain Nicole and Jennifer Singley, # <u>10</u> Affidavit Singley Attach. 1 - Birth Certificate, # <u>11</u> Affidavit Singley Attach. 2 - Letter from the Marion County Health Department and Notice, # <u>12</u> Affidavit Ex G - Affidavit of Nikkole Sawyer-Barrett and Donnica Barrett, # <u>13</u> Affidavit Barrett Attach. 1 - Electronic Birth Certificate Worksheet, # <u>14</u> Affidavit Barrett Attach. 2 - Birth Certificate)(Celestino-Horseman, Karen) (Entered: 12/04/2015)
12/04/2015	<u>79</u>	Appendix of Exhibits in Support of Motion re <u>77</u> First MOTION for Summary Judgment , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Attachments: # <u>1</u>

		Affidavit Ex H - Affidavit of Elizabeth and Tonya Bush-Sawyer, # <u>2</u> Affidavit Bush-Sawyer Attach. 1 - Information for Birth Certificate, # <u>3</u> Affidavit Bush-Sawyer Attach. 2 - Birth Confirmation Letter, # <u>4</u> Affidavit Bush-Sawyer Attach. 3 - Birth Certificate, # <u>5</u> Affidavit Bush-Sawyer Attach. 4 - Part 1 - Stepparent Adoption Information, # <u>6</u> Affidavit Bush-Sawyer Attach. 4 - Part 2 - Stepparent Adoption Information, # <u>7</u> Affidavit Bush-Sawyer Attach. 4 - Part 3 - Stepparent Adoption Information, # <u>8</u> Affidavit Ex I - Affidavit of Calle and Sarah Janson, # <u>9</u> Affidavit Ex J - Affidavit of Cathy and Lyndsey Bannick, # <u>10</u> Affidavit Bannick Attach. 1 - Birth Certificate Worksheet, # <u>11</u> Affidavit Bannick Attach. 2 - Verification of Birth Facts, # <u>12</u> Affidavit Bannick Attach. 3 - Birth Confirmation Letter, # <u>13</u> Affidavit Bannick Attach. 4 - Letter from the Bartholomew County Health Department and Notice, # <u>14</u> Exhibit K - Interrogatory responses of the Vigo County Health Department, # <u>15</u> Exhibit L - Interrogatory responses of the Bartholomew County Health Department, # <u>16</u> Exhibit Utah Stipulated Judgment, # <u>17</u> Exhibit Interrogatory responses of Dr. Jerome Adams, Indiana State Department of Health)(Celestino-Horseman, Karen) (Entered: 12/04/2015)
12/04/2015	<u>80</u>	BRIEF/MEMORANDUM in Support re <u>77</u> First MOTION for Summary Judgment , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Celestino-Horseman, Karen) (Entered: 12/04/2015)
12/09/2015	<u>81</u>	NOTICE of Appearance by Megan L. Gehring on behalf of Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Gehring, Megan) (Entered: 12/09/2015)
01/08/2016	<u>82</u>	Cross MOTION for Summary Judgment <i>by Tippecanoe County Defendants</i> , filed by Defendants PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, JOHN THOMAS, HSIN-YI WENG. (Masson, Douglas) (Entered: 01/08/2016)
01/08/2016	<u>83</u>	BRIEF/MEMORANDUM in Support re <u>82</u> Cross MOTION for Summary Judgment <i>by Tippecanoe County Defendants</i> , filed by Defendants PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, HSIN-YI WENG. (Masson, Douglas) (Entered: 01/08/2016)
01/08/2016	<u>84</u>	MOTION for Summary Judgment , filed by Defendant JEROME ADAMS. (Fisher, Thomas) (Entered: 01/08/2016)
01/08/2016	<u>85</u>	BRIEF/MEMORANDUM in Support re <u>84</u> MOTION for Summary Judgment , filed by Defendant JEROME ADAMS. (Attachments: # <u>1</u> Exhibit

		Ex 1 - Declaration of Bryan Carnes, # <u>2</u> Exhibit Ex 2 - Responses to Defendant's First Set of Interrogatories to Bannick Plaintiffs, # <u>3</u> Exhibit Ex 3 - Responses to Defendant's First Set of Interrogatories to Barrett Plaintiffs, # <u>4</u> Exhibit Ex 4 - Responses to Defendant's First Set of Interrogatories to Bush-Sawyer Plaintiffs, # <u>5</u> Exhibit Ex 5 - Responses to Defendant's First Set of Interrogatories to Henderson Plaintiffs, # <u>6</u> Exhibit Ex 6 - Responses to Defendant's First Set of Interrogatories to Janson Plaintiffs, # <u>7</u> Exhibit Ex 7 - Responses to Defendant's First Set of Interrogatories to Singley Plaintiffs, # <u>8</u> Exhibit Ex 8 - Henderson Donor Insemination Agreement Excerpts, # <u>9</u> Exhibit Ex 9 - NW Cryobank Therapeutic Donor Insemination (TDI) Donor Consent Testing and Compensation Agreement)(Fisher, Thomas) (Entered: 01/08/2016)
01/18/2016	<u>86</u>	MOTION to Consolidate Cases , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Attachments: # <u>1</u> Text of Proposed Order)(Faust, Raymond) (Entered: 01/18/2016)
01/29/2016	<u>87</u>	Joint MOTION to Vacate <i>Settlement Conference</i> , filed by Defendant JEROME ADAMS. (Attachments: # <u>1</u> Text of Proposed Order proposed order)(Fisher, Thomas) (Entered: 01/29/2016)
02/01/2016	<u>88</u>	*** WITHDRAWN PER ORDER DATED 2/5/2016 *** RESPONSE in Opposition re <u>86</u> MOTION to Consolidate Cases , filed by Defendant JEROME ADAMS. (Fisher, Thomas) Modified on 2/8/2016 (SWM). (Entered: 02/01/2016)
02/02/2016	<u>89</u>	ORDER granting Defendants' <u>87</u> Motion to Vacate the Settlement Conference set for 3/11/2016. Signed by Magistrate Judge Mark J. Dinsmore on 2/2/2016. (SWM) (Entered: 02/02/2016)
02/04/2016	<u>90</u>	STIPULATION BY DEFENDANTS AND PLAINTIFFS AGREEING TO CONSOLIDATE ACTIONS, WITHDRAW MOTION FOR PRELIMINARY INJUNCTION AND SUBSTITUTE PARTY, filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Celestino-Horseman, Karen) (Entered: 02/04/2016)
02/04/2016	<u>91</u>	MOTION to Withdraw <u>88</u> Response in Opposition to Motion , filed by Defendant JEROME ADAMS. (Attachments: # <u>1</u> Text of Proposed Order) (Fisher, Thomas) (Entered: 02/04/2016)
02/04/2016	<u>92</u>	Unopposed MOTION TO ENTER AN ORDER REFLECTING THE PARTIES AGREEMENT REGARDING SUMMARY JUDGMENT ORAL ARGUMENT, SUBSTITUTION OF PARTY AND PAGE LIMITATIONS, filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT,

		ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Attachments: # <u>1</u> Exhibit Proposed Order)(Celestino-Horseman, Karen) (Entered: 02/04/2016)
02/04/2016	<u>93</u>	SCHEDULING ORDER: Status Conference set for 2/8/2016 02:20 PM (Eastern) in Telephonic before Magistrate Judge Mark J. Dinsmore. Counsel shall attend the status conference by calling the designated telephone number, to be provided by the Court via email generated by the Court's ECF system. Signed by Magistrate Judge Mark J. Dinsmore on 2/4/2016.(SWM) (Entered: 02/05/2016)
02/05/2016	<u>95</u>	ORDER granting Defendants' <u>91</u> Motion to Withdraw Objection to Plaintiff's Motion to Consolidate Actions (Dkt. 88). Signed by Magistrate Judge Mark J. Dinsmore on 2/5/2016. (SWM) (Entered: 02/08/2016)
02/08/2016	<u>96</u>	ORDER granting Plaintiffs' <u>86</u> Motion to Consolidate Cases: IT IS THEREFORE ORDERED that the above-captioned cases be, and they are hereby, consolidated for all purposes pursuant to Fed. R. Civ. P. 42(a). The Clerk is directed to file a copy of this order in Case No. 1:15- cv-01929-TWP-MJD and to close that case. All future filings in the consolidated matter will be made in Case No. 1:15-cv-220-TWP-MJD (see Order for additional information). Signed by Magistrate Judge Mark J. Dinsmore on 2/8/2016. (SWM) (Entered: 02/08/2016)
02/08/2016	<u>97</u>	<i>Marion County Defendants'</i> ANSWER to Complaint for Declaratory and Injunctive Relief, filed by VIRGINIA CAINE, DAVID F. CANAL, DEBORAH J. DANIELS, CHARLES S. EBERHARDT, II, GREGORY S. FEHRIBACH, LACY M. JOHNSON, DARREN KLINGLER, JAMES MINER, JOYCE Q. ROGERS.(Konradi, Anna) (Entered: 02/08/2016)
02/08/2016	<u>98</u>	ANSWER to Complaint for Declaratory and Injunctive Relief (filed in case 1:15-cv-1929-TWP-MJD), filed by JEROME M. ADAMS.(Fisher, Thomas) Modified on 2/9/2016 (TRG). (Entered: 02/08/2016)
02/09/2016	<u>99</u>	MINUTE ORDER for proceedings held before Magistrate Judge Mark J. Dinsmore: Status Conference held on 2/8/2016. The parties discussed the consolidated cases. The Plaintiffs requested a one day enlargement of the remaining briefing deadlines. At the parties' request, and without objection, paragraph IV(B) of the approved Case Management Plan [Dkt. 31] is amended as follows: B. All discovery shall be completed by November 6, 2015. Plaintiffs shall file any dispositive motion on or before December 4, 2015. Defendants shall respond to Plaintiffs' dispositive motion and assert any cross-dispositive motion on or before January 8, 2016. Plaintiffs shall respond to Defendants' cross-dispositive motion, to include a reply in support of Plaintiff's dispositive motion on or before February 9, 2016. Defendants shall file any reply in support of their cross-dispositive motion on or before February 23, 2016. All other requirements of the approved Case Management Plan [Dkt. 31] remain in effect. The telephonic status conference scheduled for February 11, 2016 at 10:30 a.m. [Dkt. 73] is hereby VACATED. Signed by

		Magistrate Judge Mark J. Dinsmore. (NLR) (Entered: 02/09/2016)
02/09/2016	<u>100</u>	RESPONSE in Opposition re <u>77</u> First MOTION for Summary Judgment , <u>84</u> MOTION for Summary Judgment <i>and Reply in Support of Plaintiffs' Motion for Summary Judgment</i> , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Attachments: # <u>1</u> Exhibit 0 - Allen Affidavit, # <u>2</u> Exhibit Allen Attach. 1 - Death Certificates, # <u>3</u> Exhibit P - Phillips-Stackman Aff., # <u>4</u> Exhibit Phillips-Stackman Attach 1 - Birth Confirmation Letter, # <u>5</u> Exhibit Phillips-Stackman Attach. 2 - Birth Info Letter, # <u>6</u> Exhibit Phillips-Stackman Attach. 3 - Notice, # <u>7</u> Exhibit Q - Employee Manual of Indianapolis and Marion County, # <u>8</u> Exhibit R - Study regarding same sex families)(Celestino-Horseman, Karen) (Entered: 02/09/2016)
02/09/2016	<u>101</u>	RESPONSE in Opposition re <u>82</u> Cross MOTION for Summary Judgment by <i>Tippecanoe County Defendants</i> , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Celestino-Horseman, Karen) (Entered: 02/09/2016)
02/09/2016	<u>102</u>	MOTION to Substitute Party <i>As Agreed to by all Parties</i> , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Attachments: # <u>1</u> Text of Proposed Order)(Celestino-Horseman, Karen) (Entered: 02/09/2016)
02/09/2016	<u>103</u>	MOTION <i>As Agreed to by all Parties</i> , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY, UNBORN BABY DOE. (Attachments: # <u>1</u> Text of Proposed Order)(Celestino-Horseman, Karen) (Entered: 02/09/2016)
02/12/2016	<u>104</u>	ORDER: This matter comes before the Court on the parties' unopposed motion to enter an order reflecting the parties' agreement regarding summary judgment oral argument, substitution of party and page limitations. [Dkt. 92.] With regard to the portion of the motion requesting enlargement of the page

		limitations relating to the parties' remaining summary judgment briefing, the Court was advised that such enlargement was no longer required, so that portion of the motion is DENIED AS MOOT. With regard to the portion of the motion seeking oral argument on the pending motions for summary judgment, that portion of the motion is DENIED without prejudice to its resubmission and the parties are directed to file, and have now filed, a separate motion requesting oral argument if so desired, along with a proposed order. With regard to the portion of the motion seeking substitution of a party, that portion of the motion is also DENIED without prejudice to its resubmission and the parties are directed to file, and have now filed, a separate motion requesting substitution of the party, along with a proposed order. Signed by Magistrate Judge Mark J. Dinsmore on 2/12/2016. (SWM) (Entered: 02/12/2016)
02/12/2016	<u>105</u>	ORDER granting Plaintiffs' <u>102</u> Motion to substitute a party. IT IS HEREBY ORDERED that F.G.J., born to Calle and Sarah Janson on December 1, 2015, be substituted for Unborn Baby Doe. Signed by Magistrate Judge Mark J. Dinsmore on 2/12/2016. (SWM) Modified on 2/24/2016 (SWM). (Entered: 02/12/2016)
02/12/2016	<u>106</u>	ORDER SETTING ORAL ARGUMENT - This matter comes before the Court upon the Motion by Plaintiffs for oral argument on the Motion for Summary Judgment and Cross-Motions for Summary Judgment, pursuant to the Stipulated Agreement of the parties of February 4, 2016. The Court, hereby GRANTS said motion. The Motion for Summary Judgment shall be heard on April 8th 2016 at 10:00 a.m. Counsel are allotted thirty minutes each side, for a total of one hour.. Signed by Judge Tanya Walton Pratt on 2/12/2016.(JLS) (Entered: 02/12/2016)
02/23/2016	<u>107</u>	REPLY in Support of Motion re <u>82</u> Cross MOTION for Summary Judgment by <i>Tippecanoe County Defendants</i> , filed by Defendants PAM AALTONEN, JEREMY P. ADLER, KAREN COMBS, THOMETRA FOSTER, KATE NAIL, THOMAS C. PADGETT, CRAIG RICH, GLENDA ROBINETTE, JOHN THOMAS, HSIN-YI WENG. (Masson, Douglas) (Entered: 02/23/2016)
02/23/2016	<u>108</u>	REPLY in Support of Motion re <u>84</u> MOTION for Summary Judgment <i>and in Opposition to Plaintiffs' Motion for Summary Judgment</i> , filed by Defendant JEROME ADAMS. (Fisher, Thomas) (Entered: 02/23/2016)
04/05/2016	<u>109</u>	NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT, filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDESEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, F.G.J., G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY (Groth, William) (Entered: 04/05/2016)
04/07/2016	<u>110</u>	NOTICE of Change of Attorney Information. Consistent with Local Rule 5-3, Raymond L. Faust hereby notifies the Clerk of the court of changed contact information. (Faust, Raymond) (Entered: 04/07/2016)

04/07/2016	<u>111</u>	NOTICE of Change of Attorney Information. Consistent with Local Rule 5-3, Raymond L. Faust hereby notifies the Clerk of the court of changed contact information. (<i>court form</i>) (Faust, Raymond) (Entered: 04/07/2016)
04/08/2016	<u>112</u>	RESPONSE TO PLAINTIFFS NOTICE OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT, re <u>109</u> Notice (Other), filed by Defendant JEROME ADAMS. (Fisher, Thomas) (Entered: 04/08/2016)
04/08/2016	<u>113</u>	MINUTE ENTRY for oral argument held before Judge Tanya Walton Pratt on 4/8/2016: Parties appeared by counsel. Oral argument held. This matter was taken under advisement. Signed by Judge Tanya Walton Pratt. (Court Reporter David Moxley.)(TRG) (Entered: 04/08/2016)
06/07/2016	<u>114</u>	NOTICE of Supplemental Authority, filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, F.G.J., G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY, re <u>77</u> First MOTION for Summary Judgment . (Mann, Richard) (Entered: 06/07/2016)
06/29/2016	<u>115</u>	RESPONSE TO PLAINTIFFS NOTICE OF SUPPLEMENTAL AUTHORITY, re <u>114</u> Notice (Other), filed by Defendant JEROME ADAMS. (Fisher, Thomas) (Entered: 06/29/2016)
06/30/2016	<u>116</u>	ENTRY ON CROSS-MOTIONS FOR SUMMARY JUDGMENT - The Court GRANTS the Tippecanoe County Defendants' Motion for Summary Judgment (Filing No. <u>82</u>), and claims against each of the County Defendants are dismissed for lack of jurisdiction. The Court GRANTS the Plaintiffs' Motion for Summary Judgment against the State Defendant (Filing No. <u>77</u>), and DENIES the State Defendant's Motion for Summary Judgment (Filing No. <u>84</u>). (See Entry for details). Signed by Judge Tanya Walton Pratt. (TRG) (Entered: 06/30/2016)
06/30/2016	<u>117</u>	PERMANENT INJUNCTION ENJOINING THE ENFORCEMENT OF INDIANA CODE §§ 31-9-2-15, 31-9-2-16, and 31-14-7-1 - The State Defendant is: ENJOINED from enforcing Indiana Code §§ 31-9-2-15, 31-9-2-16, and 31-14-7-1 in a manner that prevents the presumption of parenthood to be granted to female, same-sex spouses of birth mothers as to any child born during their marriage; ENJOINED to recognize children born to a birth mother who is married to a same-sex spouse as a child born in wedlock; ENJOINED to recognize each of the Plaintiff Children in this matter as a child born in wedlock; and ENJOINED to recognize each of the Plaintiff Spouses in this matter as a parent to their respective Plaintiff Child and to identify both Plaintiff Spouses as parents on their respective Plaintiff Child's birth certificate. Signed by Judge Tanya Walton Pratt on 6/30/2016.(TRG) (Entered: 06/30/2016)
06/30/2016	<u>118</u>	FINAL JUDGMENT PURSUANT TO FED. R. CIV. PRO. 58 - All claims asserted against the County Defendants are dismissed for lack of subject

		matter jurisdiction. Judgment is entered for the prevailing Plaintiffs. Judgment is entered accordingly, and this action is TERMINATED. Signed by Judge Tanya Walton Pratt on 6/30/2016.(TRG) (Entered: 06/30/2016)
07/18/2016	<u>119</u>	MOTION TO ALTER OR AMEND JUDGMENT, filed by Defendant JEROME ADAMS. (Fisher, Thomas) (Entered: 07/18/2016)
07/18/2016	<u>120</u>	BRIEF/MEMORANDUM in Support re <u>119</u> MOTION TO ALTER OR AMEND JUDGMENT , filed by Defendant JEROME ADAMS. (Attachments: # <u>1</u> Exhibit Exh. A - Declaration of Brian Carnes)(Fisher, Thomas) (Entered: 07/18/2016)
07/20/2016	<u>121</u>	First MOTION for Extension of Time to to file <i>Petition for Attorneys' Fees</i> , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, F.G.J., G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY. (Attachments: # <u>1</u> Text of Proposed Order)(Celestino-Horseman, Karen) (Entered: 07/20/2016)
07/21/2016	<u>122</u>	ORDER GRANTING UNOPPOSED MOTION TO EXTEND TIME TO FILE FOR ATTORNEYS' FEES AND COSTS - Plaintiffs are granted an extension of time to file for their reasonable attorneys' fees and costs until a) 30 days after the time to file a Notice of Appeal has run, if no notice has been filed; b) if an appeal is filed, 95 days after the Seventh Circuit issues its decision in this case or the case is otherwise resolved in the Seventh Circuit, or c) 35 days after any proceedings in the United States Supreme Court are resolved, whichever is later. Signed by Judge Tanya Walton Pratt on 7/21/2016. (JLS) (Entered: 07/21/2016)
07/21/2016	<u>123</u>	**PLEASE DISREGARD, AMENDED MOTION FILED AT DKT 124** First MOTION for Extension of Time to File Response to 08/01/2016 re <u>119</u> MOTION TO ALTER OR AMEND JUDGMENT , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, F.G.J., G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY. (Attachments: # <u>1</u> Text of Proposed Order)(Faust, Raymond) Modified on 7/22/2016 (JLS). (Entered: 07/21/2016)
07/21/2016	<u>124</u>	First MOTION for Extension of Time to File Response to 08/15/2016 re <u>119</u> MOTION TO ALTER OR AMEND JUDGMENT (<i>Amended to Correct Filing Error</i>), filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, F.G.J., G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER

		SINGLEY, NICOLE SINGLEY. (Attachments: # <u>1</u> Text of Proposed Order) (Faust, Raymond) (Entered: 07/21/2016)
07/22/2016	<u>125</u>	ORDER ON PLAINTIFFS' AMENDED UNOPPOSED MOTION FOR EXTENSION OF TIME TO RESPOND TO DEFENDANT, JEROME ADAMS'S, MOTION TO ALTER OR AMEND JUDGMENT - IT IS THEREFORE ORDERED by the Court that the plaintiffs' time for response to defendant, Jerome Adams's, Motion to Alter or Amend Judgment, be, and is hereby, extended through and including August 15, 2016. Signed by Judge Tanya Walton Pratt on 7/22/2016. (JLS) (Entered: 07/22/2016)
08/13/2016	<u>126</u>	RESPONSE in Opposition re <u>119</u> MOTION TO ALTER OR AMEND JUDGMENT , filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, F.G.J., G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY. (Celestino-Horseman, Karen) (Entered: 08/13/2016)
08/16/2016	<u>127</u>	NOTICE of Supplemental Authority, filed by Plaintiffs I. J. B., CATHY BANNICK, LYNDSEY BANNICK, DONNICA BARRETT, ELIZABETH BUSH-SAWYER, TONYA BUSH-SAWYER, F.G.J., G.R.M.B., H.N.B., H.S., ASHLEE HENDERSON, RUBY HENDERSON, CALLE JANSON, SARAH JANSON, L.W.C.H., NIKKOLE MCKINLEY-BARRETT, JACKIE PHILLIPS-STACKMAN, LISA PHILLIPS-STACKMAN, JENNIFER SINGLEY, NICOLE SINGLEY (Groth, William) (Entered: 08/16/2016)
08/22/2016	<u>128</u>	REPLY in Support of Motion re <u>119</u> MOTION TO ALTER OR AMEND JUDGMENT , filed by Defendant JEROME ADAMS. (Fisher, Thomas) (Entered: 08/22/2016)
09/26/2016	<u>129</u>	NOTICE of Change of Attorney Information. Consistent with Local Rule 5-3, Raymond L. Faust hereby notifies the Clerk of the court of changed contact information. (Faust, Raymond) (Entered: 09/26/2016)
12/30/2016	<u>130</u>	ENTRY On Defendant's Motion to Alter or Amend Judgment - For the reasons discussed above, the State Defendant's Motion to Amend Judgment (Filing No. <u>119</u>), seeking to clarify and modify the Court declaratory judgment and permanent injunction, is granted in part and denied in part. (See Entry.) Signed by Judge Tanya Walton Pratt on 12/30/2016.(JLS) (Entered: 12/30/2016)

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