

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

ASHLEE HENDERSON, et al.

Plaintiffs,

v.

DR. JEROME ADAMS, et al.

Defendants,

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CAUSE NO. 1:15-CV-220-TWP-MJD

**TIPPECANOE COUNTY DEFENDANTS'
STATEMENT OF POSITION**

Come now Defendants, Dr. Jeremy Adler, Craig Rich, Glenda Robinette, Pam Aaltonen, Thomas Padgett, Thometra Foster, Karen Combs, Kate Nail, Dr. John Thomas, and Dr. Hsin-Yi Weng, all in their official capacities (hereinafter "Defendants" or "Tippecanoe County Defendants") and submit this Statement of Position.

On June 30, 2016, the Court entered summary judgment in favor of the Tippecanoe County Defendants because the County's involvement with the Plaintiffs was ministerial, Plaintiffs' injuries were not fairly traceable to the County Defendants, and their injuries would not be redressed by a favorable decision against the County Defendants. As such, the Plaintiffs lacked standing to sue the County Defendants and, consequently, the Court lacked subject matter jurisdiction. (Doc. 116 Opinion and Order at p. 15-16).

The Court's decision with respect to the Tippecanoe County Defendants was not challenged on appeal and was not addressed in the 7th Circuit's opinion. Judgment in favor of the Tippecanoe County Defendants should remain intact. The Tippecanoe County Defendants otherwise take no position with respect to this litigation.

Respectfully submitted,

HOFFMAN, LUHMAN & MASSON, PC

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CERTIFICATE OF SERVICE

I hereby certify that on February 18, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

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