

**U.S. District Court
Southern District of Indiana (Indianapolis)
CIVIL DOCKET FOR CASE #: 1:06-cv-00865-RLY-WTL**

DOES I – VI v. CITY OF INDIANAPOLIS et al
Assigned to: Judge Richard L. Young
Referred to: Judge William T. Lawrence
Cause: 42:1983 Civil Rights Act

Date Filed: 05/31/2006
Date Terminated: 06/22/2007
Jury Demand: None
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

JOHN DOES I – VI
*on their own behalf and on behalf of a
class of those similarly situated*

represented by **Jacquelyn Bowie Suess**
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V.

Defendant

CITY OF INDIANAPOLIS

represented by **Andrew J. Mallon**
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Defendant

MARION COUNTY SHERIFF

represented by **Andrew J. Mallon**
(See above for address)
ATTORNEY TO BE NOTICED

James B. Osborn
(See above for address)
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
05/31/2006	<u>1</u>	COMPLAINT against CITY OF INDIANAPOLIS and MARION COUNTY SHERIFF, filed by plaintiffs, JOHN DOES I – VI. (Attachments: # <u>1</u> City–County General Ordinance)(SDP,) (Entered: 05/31/2006)
05/31/2006	<u>2</u>	CIVIL COVER SHEET filed by plaintiff, JOHN DOES I – VI. (SDP,) (Entered: 05/31/2006)
05/31/2006	<u>3</u>	RECEIPT #104–4386 in the amount of \$160.00 for filing fee. (SDP,) (Entered: 05/31/2006)
05/31/2006	<u>4</u>	RECEIPT #104–4385 in the amount of \$190.00 for filing fee. (SDP,) (Entered: 05/31/2006)
05/31/2006	<u>5</u>	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (SDP,) (Entered: 05/31/2006)
05/31/2006	<u>6</u>	Summons Issued as to defendants, CITY OF INDIANAPOLIS and MARION COUNTY SHERIFF. (SDP,) (Entered: 05/31/2006)
05/31/2006	<u>7</u>	MOTION to Proceed by Anonymous Names and Motion to Seal Affidavits Containing Actual Names by all plaintiffs. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Att 1– John Doe I# <u>3</u> Att. 2– John Doe II# <u>4</u> Att. 3– John Doe III# <u>5</u> Att. 4– John Doe IV# <u>6</u> Att. 5– John Doe V# <u>7</u> Att. 6 – John Doe VI)(Falk, Kenneth) (Entered: 05/31/2006)
05/31/2006	<u>8</u>	BRIEF/MEMORANDUM in Support re <u>7</u> MOTION to Proceed by Anonymous Names and Motion to Seal Affidavits Containing Actual Names filed by all plaintiffs. (Attachments: # <u>1</u> Attachment 1# <u>2</u> Attachment 2)(Falk, Kenneth) (Entered: 05/31/2006)
06/02/2006	<u>9</u>	MOTION for Preliminary Injunction by all plaintiffs. (Falk, Kenneth) (Entered: 06/02/2006)
06/02/2006	<u>10</u>	BRIEF/MEMORANDUM in Support re <u>9</u> MOTION for Preliminary Injunction filed by all plaintiffs. (Attachments: # <u>1</u> Att. 1– Voting Sites)(Falk, Kenneth) (Entered: 06/02/2006)
06/02/2006	<u>11</u>	MOTION to Certify Class by all plaintiffs. (Falk, Kenneth) (Entered: 06/02/2006)
06/02/2006	<u>12</u>	BRIEF/MEMORANDUM in Support re <u>11</u> MOTION to Certify Class filed by all plaintiffs. (Attachments: # <u>1</u> Att. 1)(Falk, Kenneth) (Entered: 06/02/2006)
06/02/2006	<u>13</u>	NOTICE of Appearance by James B. Osborn on behalf of all defendants (Osborn, James) (Entered: 06/02/2006)
06/02/2006	<u>14</u>	NOTICE of Appearance by Andrew J. Mallon on behalf of all defendants (Mallon, Andrew) (Entered: 06/02/2006)
06/02/2006	<u>15</u>	NOTICE of Parties' First Extension of Time by all defendants (Mallon, Andrew) (Entered: 06/02/2006)
06/05/2006	<u>16</u>	RETURN of Service by all plaintiffs. CITY OF INDIANAPOLIS served on 5/31/2006. (Suess, Jacquelyn) (Entered: 06/05/2006)
06/05/2006	<u>17</u>	RETURN of Service by all plaintiffs. MARION COUNTY SHERIFF served on 5/31/2006. (Suess, Jacquelyn) (Entered: 06/05/2006)
06/20/2006	<u>18</u>	MOTION to Dismiss and Response to <u>7</u> Plaintiffs' Motion to Proceed by Anonymous Names by all defendants. (Attachments: # <u>1</u> Text of Proposed Order)(Mallon, Andrew) Modified on 6/21/2006 (TMA,). (Entered: 06/20/2006)
06/20/2006	<u>19</u>	BRIEF/MEMORANDUM in Support re <u>18</u> MOTION to Dismiss and Response to <u>7</u> Plaintiffs' Motion to Proceed by Anonymous Names filed by all defendants. (Mallon, Andrew) Modified on 6/21/2006 (TMA,). (Entered: 06/20/2006)
06/20/2006	<u>20</u>	MOTION for Extension of Time to July 4, 2006 to file response to <u>11</u> MOTION to Certify Class by all defendants. (Attachments: # <u>1</u> Text of Proposed Order)(Mallon, Andrew) (Entered: 06/20/2006)

06/20/2006	<u>21</u>	MOTION for Extension of Time to June 27, 2006 to file response to <u>9</u> MOTION for Preliminary Injunction by all defendants. (Attachments: # <u>1</u> Text of Proposed Order)(Mallon, Andrew) (Entered: 06/20/2006)
06/22/2006	<u>22</u>	ORDER granting <u>20</u> Motion for Extension of Time to File Response to 7/5/2006 re <u>11</u> MOTION to Certify Class. Signed by Judge William T. Lawrence on 06/22/2006. (TMA,) (Entered: 06/22/2006)
06/22/2006	<u>23</u>	ORDER granting <u>21</u> Motion for Extension of Time to File Response to 6/27/2006 re <u>9</u> MOTION for Preliminary Injunction . Signed by Judge William T. Lawrence on 06/22/2006. (TMA,) (Entered: 06/22/2006)
06/27/2006	<u>24</u>	REPLY in support of Motion re <u>7</u> MOTION to Proceed by Anonymous Names and Motion to Seal Affidavits Containing Actual Names and Memorandum Opposing Motion to Dismiss filed by all plaintiffs. (Falk, Kenneth) (Entered: 06/27/2006)
06/27/2006	<u>25</u>	Second MOTION for Extension of Time to June 28, 2006 to file response to <u>9</u> MOTION for Preliminary Injunction by all defendants. (Attachments: # <u>1</u> Text of Proposed Order)(Mallon, Andrew) (Entered: 06/27/2006)
06/28/2006	<u>26</u>	RESPONSE in Opposition re <u>9</u> MOTION for Preliminary Injunction filed by all defendants. (Mallon, Andrew) (Entered: 06/28/2006)
07/05/2006	<u>27</u>	RESPONSE in Opposition re <u>11</u> MOTION to Certify Class filed by all defendants. (Mallon, Andrew) (Entered: 07/05/2006)
07/06/2006	<u>28</u>	REPLY in support of Motion re <u>9</u> MOTION for Preliminary Injunction filed by all plaintiffs. (Falk, Kenneth) (Entered: 07/06/2006)
07/07/2006	<u>29</u>	SCHEDULING ORDER: Evidentiary Hearing on plaintiffs' motion for preliminary injunction set for 8/10/2006 01:30 PM in room #349 before Judge Richard L. Young. Signed by Judge Richard L. Young on 7/7/06. (CLL,) (Entered: 07/07/2006)
07/07/2006	<u>30</u>	SCHEDULING ORDER: Initial Pretrial Conference set for 8/29/2006 08:30 AM in room #277 before Magistrate Judge William T. Lawrence. Signed by Judge William T. Lawrence on 07/07/2006. (TMA,) (Entered: 07/07/2006)
07/10/2006	<u>31</u>	ORDER granting <u>25</u> Motion for Extension of Time to File Response to 6/28/2006 re <u>9</u> MOTION for Preliminary Injunction . Signed by Judge William T. Lawrence on 07/10/2006. (TMA,) (Entered: 07/10/2006)
07/13/2006	<u>32</u>	MOTION for Extension of Time to July 26, 2006 to file reply to <u>11</u> MOTION to Certify Class by all plaintiffs. (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 07/13/2006)
07/17/2006	<u>33</u>	ORDER granting <u>32</u> Motion for Extension of Time to File Reply to 7/26/2006 re <u>11</u> MOTION to Certify Class . Signed by Judge William T. Lawrence on 07/17/2006. (TMA,) (Entered: 07/17/2006)
07/19/2006	<u>34</u>	NOTICE of Filing of Affidavits of Plaintiffs in Support of Motion for Preliminary Injunction by all plaintiffs (Attachments: # <u>1</u> Exhibit One# <u>2</u> Exhibit Two# <u>3</u> Exhibit Three# <u>4</u> Exhibit Four)(Falk, Kenneth) (Entered: 07/19/2006)
07/25/2006	<u>35</u>	AMENDED COMPLAINT for Declaratory and Injunctive Relief/Class Action against all defendants, filed by all plaintiffs. (Attachments: # <u>1</u> Exhibit)(Falk, Kenneth) (Entered: 07/25/2006)
07/25/2006	<u>36</u>	STIPULATION of the Parties (First) by all plaintiffs. (Falk, Kenneth) (Entered: 07/25/2006)
07/25/2006	<u>37</u>	REPLY in support of Motion re <u>11</u> MOTION to Certify Class (Original Motion) filed by all plaintiffs. (Attachments: # <u>1</u> Exhibit Ex. One# <u>2</u> Exhibit Ex 2)(Falk, Kenneth) (Entered: 07/25/2006)
07/25/2006	<u>38</u>	Amended MOTION to Certify Class by all plaintiffs. (Falk, Kenneth) (Entered: 07/25/2006)
07/25/2006	<u>39</u>	BRIEF/MEMORANDUM in Support re <u>38</u> Amended MOTION to Certify Class and Sub-Class filed by all plaintiffs. (Falk, Kenneth) (Entered: 07/25/2006)

07/25/2006	<u>40</u>	MOTION for Preliminary Injunction (<i>Renewed</i>) After the Filing of the Amended Complaint by all plaintiffs. (Falk, Kenneth) (Entered: 07/25/2006)
07/25/2006	<u>41</u>	Amended MOTION to Proceed by Anonymous Names and Amended Motion to Seal Affidavits Containing Actual Names by all plaintiffs. (Falk, Kenneth) (Entered: 07/25/2006)
07/25/2006	<u>42</u>	Submission of Proposed Order Concerning Amended Motion to Proceed by Anonymous Name and Amended Motion to Seal Affidavits Containing Actual Names by all plaintiffs. (Falk, Kenneth) (Entered: 07/25/2006)
07/31/2006	<u>43</u>	SCHEDULING ORDER: Status Conference set for 8/1/2006 09:30 AM in room #353 before Judge Richard L. Young. Signed by Judge Richard L. Young on 7/31/06. (CLL,) (Entered: 07/31/2006)
07/31/2006	<u>44</u>	NOTICE of Filing of Affidavits of Christopher Borm/Matthew O'Connor; Joshua Rosenbaum/Destiny Wenning; and Erika Eliason/Emily Woolard in Support of Preliminary Injunction by all plaintiffs (Attachments: # <u>1</u> Affidavit Borm/O'Connor# <u>2</u> Affidavit Rosenbaum/Wenning# <u>3</u> Affidavit Eliason/Woolard)(Falk, Kenneth) (Entered: 07/31/2006)
08/03/2006	<u>45</u>	NOTICE of Filing Supplemental Affidavit of Joshua Rosenbaum and Destiny Wenning by all plaintiffs (Attachments: # <u>1</u> Affidavit)(Falk, Kenneth) (Entered: 08/03/2006)
08/07/2006	<u>46</u>	ORDER granting <u>41</u> Motion, denying as moot <u>7</u> Motion, denying <u>18</u> Motion to Dismiss . Signed by Judge Richard L. Young on 8/7/06. (CLL,) (Entered: 08/07/2006)
08/07/2006	<u>47</u>	SEALED Verified Motions to Proceed by Anononymous Name of the Named Plaintiffs filed by all plaintiffs. (Attachments: # <u>1</u> Cover Sheet for Sealed Document)(Falk, Kenneth) (Entered: 08/07/2006)
08/08/2006	<u>48</u>	NOTICE by all plaintiffs re <u>47</u> SEALED Document Corrected Certificate of Service (Falk, Kenneth) (Entered: 08/08/2006)
08/09/2006	<u>49</u>	Findings of Fact & Conclusions of Law (proposed) Concerning Plaintiffs' Motion for Preliminary Injunction by all plaintiffs. (Falk, Kenneth) (Entered: 08/09/2006)
08/10/2006	<u>50</u>	NOTICE by all plaintiffs Concerning Witness List, Exhibit List, and Agenda for Preliminary Injunction (Falk, Kenneth) (Entered: 08/10/2006)
08/10/2006	<u>51</u>	STIPULATION Joint by all parties. (Osborn, James) (Entered: 08/10/2006)
08/10/2006	<u>52</u>	Findings of Fact & Conclusions of Law (proposed) Concerning Plaintiffs' Motion for Preliminary Injunction by all defendants. (Mallon, Andrew) (Entered: 08/10/2006)
08/17/2006	<u>53</u>	Findings of Fact & Conclusions of Law (proposed) Alternative by all defendants. (Osborn, James) (Entered: 08/17/2006)
08/18/2006	<u>54</u>	CASE MANAGEMENT PLAN TENDERED by all plaintiffs. (Attachments: # <u>1</u> Magistrate Judge's Summary CMP)(Falk, Kenneth) (Entered: 08/18/2006)
08/19/2006	<u>55</u>	NOTICE of Filing Plaintiffs' Response to Defendants' Alternative Proposed Conclusions of Law by all plaintiffs (Falk, Kenneth) (Entered: 08/19/2006)
08/30/2006	<u>56</u>	ENTRY – Parties appear by counsel for initial pretrial conference on Tuesday, August 29, 2006. Conference held and concluded without further order. SCHEDULING ORDER: Status Conference set for 9/29/2006 09:00 AM in Telephonic before Magistrate Judge William T. Lawrence. Signed by Judge William T. Lawrence on 08/30/2006. (TMA,) (Entered: 08/30/2006)
09/27/2006	<u>57</u>	NOTICE of Filing Supplemental Authority by all plaintiffs (Falk, Kenneth) (Entered: 09/27/2006)
09/29/2006	<u>58</u>	NOTICE of Service of Initial Disclosures, filed by Plaintiff JOHN DOES I – VI. (Falk, Kenneth) (Entered: 09/29/2006)
09/29/2006	<u>59</u>	Minute Entry for proceedings held before Judge William T. Lawrence : Status Conference held on 9/29/2006. Parties appear by counsel. Conference held and concluded without further order. (TMA) (Entered: 09/29/2006)

10/05/2006	<u>60</u>	ORDER granting <u>9</u> Motion for Preliminary Injunction. Signed by Judge Richard L. Young on 10/5/06. (CLL) (Entered: 10/05/2006)
11/20/2006	<u>61</u>	ORDER granting <u>38</u> Motion to Certify Class; granting <u>11</u> Motion to Certify Class. Signed by Judge Richard L. Young on 11/20/06. (CLL) (Entered: 11/20/2006)
11/20/2006	<u>62</u>	ORDER granting <u>40</u> Motion for Preliminary Injunction. Signed by Judge Richard L. Young on 11/20/06. (CLL) (Entered: 11/20/2006)
11/30/2006	<u>63</u>	SCHEDULING ORDER: Status Conference set for 12/20/2006 01:30 PM in room #277 before Magistrate Judge William T. Lawrence. Signed by Judge William T. Lawrence on 11/30/2006. (TMA) (Entered: 11/30/2006)
12/05/2006	<u>64</u>	SCHEDULING ORDER: Status Conference set for 12/20/2006 IS VACATED AND RESCHEDULED FOR 1/8/2007 02:00 PM in room #277 before Magistrate Judge William T. Lawrence. Signed by Judge William T. Lawrence on 12/05/2006. (TMA) (Entered: 12/05/2006)
12/20/2006	<u>65</u>	RECEIPT for exhibits signed by a representative from the ACLU – IN. (TMA) (Entered: 12/21/2006)
01/09/2007	<u>66</u>	ENTRY – Parties appear in person and by counsel for settlement conference on 1/8/07. Conference held and successfully concluded. The Court has been advised that a settlement has been reached. Therefore, all pending motions, if any, are now DENIED AS MOOT and all previously ordered dates, if any, are VACATED. IT IS ORDERED that within thirty (30) days of this date, counsel for the plaintiff shall file a motion to dismiss or a stipulation of dismissal. Signed by Judge William T. Lawrence on 01/09/07. (TMA) (Entered: 01/09/2007)
01/23/2007	<u>67</u>	NOTICE of Withdrawal of Appearance by <i>James Osborn</i> on behalf of CITY OF INDIANAPOLIS, MARION COUNTY SHERIFF (Osborn, James) (Entered: 01/23/2007)
02/07/2007	<u>68</u>	MOTION for Extension of Time to March 12, 2007 to <i>File Settlement Papers</i> , filed by Plaintiff JOHN DOES I – VI., (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 02/07/2007)
02/09/2007	<u>69</u>	ORDER granting <u>68</u> Plaintiffs' Motion for Extension of Time to 03/12/2007 to file settlement papers. Signed by Judge William T. Lawrence on 02/09/2007. (TMA) (Entered: 02/12/2007)
03/11/2007	<u>70</u>	Second MOTION for Extension of Time to April 11, 2007 to <i>File Settlement Papers</i> , filed by Plaintiff JOHN DOES I – VI., (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 03/11/2007)
03/12/2007	<u>71</u>	ORDER granting <u>70</u> Motion for Extension of Time to 04/11/2007 to File settlement papers. Signed by Judge William T. Lawrence on 03/12/2007. (TMA) (Entered: 03/12/2007)
04/09/2007	<u>72</u>	Third MOTION for Extension of Time to May 11, 2007 to <i>File Settlement Papers and Motion for Conference with the Magistrate Judge</i> , filed by Plaintiff JOHN DOES I – VI., (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 04/09/2007)
04/11/2007	<u>73</u>	ORDER granting <u>72</u> Motion for Extension of Time to 05/11/2007 to File settlement papers. SCHEDULING ORDER: Settlement Conference set for 4/20/2007 08:30 AM in room #277 before Magistrate Judge William T. Lawrence. Signed by Judge William T. Lawrence on 04/11/2007. (TMA) (Entered: 04/11/2007)
04/19/2007	<u>74</u>	STIPULATION to <i>Settle All Issues Following Notice to the Class / Motion to Approve Form of Notice to the Class</i> , filed by Plaintiff JOHN DOES I – VI. (Attachments: # <u>1</u> Class Notice# <u>2</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 04/19/2007)
04/30/2007	<u>75</u>	ORDER APPROVING form of notice to the class. Signed by Judge Richard L. Young on 4/30/07. (Attachments: # <u>1</u>)(CLL) (Entered: 04/30/2007)
05/01/2007	<u>76</u>	MOTION for <i>Fairness Hearing</i> , filed by Plaintiff JOHN DOES I – VI., (Attachments: # <u>1</u> Text of Proposed Order)(Falk, Kenneth) (Entered: 05/01/2007)

05/03/2007	<u>77</u>	MOTION <i>for Fairness Hearing</i> , filed by Plaintiff JOHN DOES I – VI., (Falk, Kenneth) (Entered: 05/03/2007)
05/11/2007	<u>78</u>	ORDER granting <u>76</u> Motion; granting <u>77</u> Motion for fairness hearing. Signed by Judge Richard L. Young on 5/11/07. (CLL) (Entered: 05/14/2007)
05/11/2007		SCHEDULING ORDER: Fairness Hearing set for 6/21/2007 03:00 PM in room #349 before Judge Richard L. Young. Signed by Judge Richard L. Young on 5/11/07. (CLL) (Entered: 05/14/2007)
06/15/2007	<u>79</u>	NOTICE of Filing <i>Report of Class Counsel</i> by all plaintiffs (Falk, Kenneth) (Entered: 06/15/2007)
06/18/2007	<u>80</u>	NOTICE, filed by Plaintiff JOHN DOES I – VI of <i>Tender of Proposed Order</i> . (Attachments: # <u>1</u> Text of Proposed Order) (Falk, Kenneth) (Entered: 06/18/2007)
06/21/2007		Minute Entry for proceedings held before Judge Richard L. Young : Fairness Hearing held on 6/21/2007. (Court Reporter Fred Pratt.) (CLL) (Entered: 06/25/2007)
06/22/2007	<u>81</u>	CLOSED JUDGMENT in favor of Plaintiffs against Defendants. Order APPROVES Stipulation to Settle and Final Judgment. Signed by Judge Richard L. Young on 6/22/07. (CLL) (Entered: 06/22/2007)

Case #: 1:06-cv-00865-RLY-WTL