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Case Number: 49 A 02 - 0810 - CV - 00979

MARION COUNTY ELECTION BRD. -V- SCHOETTLE, RAYMOND J., ET AL

Litigant Inquiry

MARION COUNTY ELECTION BOARD 1 of 4

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SCHOETTLE, RAYMOND J. 2 of 4

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PUGH, ERICA 3 of 4**Attorney Number Name and Address Phone Number Fax Number**

No Records Found

MARION COUNTY REPUBLICAN PARTY 4 of 4**Attorney Number Name and Address Phone Number Fax Number**

No Records Found

Docket Inquiry

DATE	TEXT
10/31/08	"NOTICE OF APPEAL FILED"
10/31/08	APPELLANT'S CASE SUMMARY BY JON LARAMORE, SCOTT CHINN, AND CHRISTOPHER SMITH, ATTYS. FOR APPELLANT (2) CERTIFICATE OF SERVICE (2) BY MAIL ON 10/31/08. HS 11/01/08
10/31/08	EMERGENCY MOTION FOR STAY PENDING APPEAL (6) CERTIFICATE OF SERVICE (6) BY MAIL ON 10/31/08. HS 11/01/08
10/31/08	APPELLANT'S REQUEST FOR SCHEDULE (6) CERTIFICATE OF SERVICE (6) BY MAIL ON 10/31/08. HS 11/01/08
11/03/08	NOTICE OF APPEARANCE BY MAGGIE SMITH, DAVID BROOKS, ATTY'S FOR APPELLEE (2) CERTIFICATE OF SERVICE (2) MAIL 11/3/08 AS 11/3/08
11/03/08	APPELLEE'S MOTION TO CONTINUE TO HOLD THE BOARD'S EMERGENCY STAY REQUEST IN ABEYANCE UNTIL THE INDIANA SUPREME COURT RULES ON APPELLEE'S PENDING APPELLANT RULE 56(A) MOTION & RESPONSE TO BOARD'S STAY REQUEST (6) CERTIFICATE OF SERVICE (6) MAIL 11/3/08 AS 11/3/08
11/03/08	APPELLEE'S EMERGENCY VERIFIED APPELLATE RULE 56(A) MOTION TO ACCEPT JURISDICTION OVER APPEAL (6) CERTIFICATE OF SERVICE (6) BY MAIL 11/3/08 AS 11/3/08
10/31/08	ISSUED THE ENCLOSED ORDER:
10/31/08	HAVING REVIEWED THE MATTER, THE COURT FINDS AND ORDERS AS FOLLOWS: 1. APPELLANT'S REQUEST FOR SCHEDULE WAS TENDERED BY ELECTRONIC MAIL TO THE PARTIES AND THIS COURT, AND ROTUNDA FILED

EARLIER ON THIS DATE, OCTOBER 31, 2008. APPELLANT HAS PROVIDED ELECTRONIC MAIL ADDRESSES FOR THE PARTIES' COUNSEL.

2. APPELLANT'S REQUEST FOR SCHEDULE IS GRANTED.

3. ON OR BEFORE 9:00 A.M., INDIANAPOLIS TIME, MONDAY, NOVEMBER 3, 2008, APPELLEES ARE ORDERED TO FILE AND SERVE ANY DESIRED RESPONSES TO THE PLEADINGS FILED THIS EVENING BY APPELLANT.

4. THE RULING ON APPELLANT'S EMERGENCY MOTION FOR STAY PENDING APPEAL IS HELD IN ABEYANCE.

5. FILINGS BY THE PARTIES MUST BE PHYSICALLY PRESENT AT THE OFFICE OF THE CLERK OF THE SUPREME COURT, COURT OF APPEALS, AND TAX COURT, OR FILED BY ROTUNDA FILING, AT THE TIME AND DATE SPECIFIED. THE PARTIES MUST SEND COURTESY COPIES OF ALL FILINGS TO ALL PARTIES BY ELECTRONIC MAIL. A COURTESY COPY OF ALL FILINGS MUST BE SENT TO THE DEPUTY ADMINISTRATOR OF THE COURT OF APPEALS BY ELECTRONIC MAIL AT DSHEFF@COURTS.STATE.IN.US. THE ELECTRONIC MAIL COPIES ARE NOT A SUBSTITUTE FOR FILING WITH THE CLERK OF THIS COURT.

6. THE PARTIES' COUNSEL HAVE BEEN NOTIFIED OF THIS ORDER BY ELECTRONIC MAIL, ON OCTOBER 31, 2008.

FOR THE COURT, JOHN G. BAKER, CHIEF JUDGE KJ

11/02/08 ISSUED THE ENCLOSED ORDER:

11/02/08 HAVING REVIEWED THE MATTER, THE COURT FINDS AND ORDERS AS FOLLOWS:

1. AS INDICATED IN THE TITLE OF THE MOTION, AMICI ARE SUBSTANTIALLY ALIGNED WITH APPELLANT IN THIS MATTER.

2. DUE TO THE EXPEDITED NATURE OF THESE PROCEEDINGS, APPELLEES HAVE BEEN ORDERED TO RESPOND TO APPELLANT'S MOTION FOR EMERGENCY STAY NO LATER THAN 9:00 A.M., ON MONDAY, NOVEMBER 3, 2008.

3. WHILE THIS COURT MAKES EVERY EFFORT TO ACCOMMODATE "FRIEND OF THE COURT BRIEFS," THE REQUEST TO APPEAL AS AMICI AND FILE A BRIEF IN SUPPORT OF APPELLANT MADE HOURS BEFORE APPELLEES' DEADLINE TO RESPOND TO APPELLANT'S UNDERLYING PLEADINGS AND LESS THAN THIRTY-SIX (36) HOURS BEFORE THE POLLS OPEN WOULD NOT ALLOW FOR A MEANINGFUL RESPONSE BY APPELLEES. ACCORDINGLY, AMICI'S MOTION IS DENIED.

4. THE RULING ON APPELLANT'S EMERGENCY MOTION FOR STAY PENDING APPEAL REMAINS PENDING AND CONTINUES TO BE HELD IN ABEYANCE.

5. THE PARTIES ARE HEREBY NOTIFIED THAT THE CAUSE NUMBER IN

THIS MATTER HAS BEEN CHANGED. THE PARTIES ARE REMINDED THAT FILINGS MUST BE PHYSICALLY PRESENT AT THE OFFICE OF THE CLERK OF THE SUPREME COURT, COURT OF APPEALS, AND TAX COURT, OR FILED BY ROTUNDA FILING, AT THE TIME AND DATE SPECIFIED BY THE COURT. THE PARTIES MUST SEND COURTESY COPIES OF ALL FILINGS TO ALL PARTIES BY ELECTRONIC MAIL. FINALLY, A COURTESY COPY OF ALL FILINGS MUST BE SENT TO THE DEPUTY ADMINISTRATOR OF THE COURT OF APPEALS BY ELECTRONIC MAIL AT DSHEFF@COURTS.STATE.IN.US. THE PARTIES ARE REMINDED THAT THESE ELECTRONIC MAIL COPIES ARE NOT A SUBSTITUTE FOR FILING WITH THE CLERK OF THIS COURT.

6. THE PARTIES' COUNSEL HAVE BEEN NOTIFIED OF THIS ORDER BY ELECTRONIC MAIL, ON NOVEMBER 2, 2008.

FOR THE COURT, JOHN G. BAKER, CHIEF JUDGE KJ

11/03/08 ***** ABOVE ENTRY MAILED *****