

**IN THE
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION**

TORREY BAUER, DAVID CERTO,)
and INDIANA RIGHT TO)
LIFE, INC.,)

Plaintiffs,)

v.)

CAUSE NO. 3:08-cv-196

RANDALL T. SHEPARD, et al.,)

Defendants.)

DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Defendants Randall T. Shepard et al., by counsel and pursuant to Rule 56 of the Federal Rules of Civil Procedure, respectfully request that this Court enter summary judgment in their favor on all of Plaintiffs' claims. For the reasons set forth more fully in their Memorandum in Support of this Motion, Defendants submit that there are no genuine issues of material fact and that they are entitled to judgment as a matter of law.

WHEREFORE, Defendants respectfully request that this Court enter summary judgment in their favor on all of Plaintiffs' claims and all other proper relief.

Respectfully submitted,

/s/ Thomas M. Fisher

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CERTIFICATE OF SERVICE

I do hereby certify that a copy of the foregoing has been filed electronically, on this 1st day of May, 2009. Notice of this filing will be sent to the following parties by operation of the Court's electronic-filing system. Parties may access this filing through the Court's system.

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