

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

JOHN DOE, formerly known as JANE)	
DOE,)	
)	
Plaintiff,)	
)	Case No. 1:16-cv-02431-JMS-DML
vs.)	
)	
MICHAEL PENCE, in his official)	
capacity as Governor of the State of)	
Indiana,)	
GREGORY ZOELLER, in his official)	
capacity as Attorney General for the)	
State of Indiana, and)	
MYLA A. ELDRIDGE, in her official)	
capacity as Marion County Clerk of the)	
Court,)	
)	
Defendants.)	

Order on Motion to Proceed Anonymously and to
Seal Affidavit Containing Actual Name

The court GRANTS on a provisional basis the plaintiff's motion (Dkt. 7) to prosecute this case under the pseudonym John Doe, formerly known as Jane Doe, and to seal the affidavit containing his actual name. Before making a definitive ruling on the motion, the court will permit input from the defendants. The plaintiff has made at this point a sufficient showing to allow him to proceed as Doe, at least for purposes of effecting service of summonses and the complaint and the initial proceedings before the court. The plaintiff may use summonses that include the Doe pseudonym. The plaintiff is ordered immediately to file under seal the

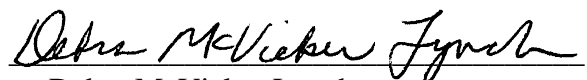
plaintiff's affidavit containing his actual name. After appearances for the defendants, the plaintiff's counsel must send copies of the plaintiff's affidavit with his actual name to the defendants' counsel. When appearances are entered, the court will give the defendants a deadline to file any response they wish to make to the plaintiff's motion.

In the meantime and until further order of the court, (1) the plaintiff shall be referred to in court filings as John Doe (or John Doe formerly known as Jane Doe); (2) the defendants shall not publicly disclose the plaintiff's actual name; and (3) all documents identifying the plaintiff or containing the plaintiff's actual name shall be filed under seal. Redacted copies of such documents must be filed; the redactions must be made in such a way that the plaintiff's identity or his actual name cannot be discerned from the redacted filings.

The plaintiff must serve a copy of this order on the defendants.

So ORDERED.

Dated: September 16, 2016



Debra McVicker Lynch
United States Magistrate Judge
Southern District of Indiana

Distribution:

All ECF-registered counsel of record by email through the court's ECF system