

Exhibit B

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

JOHN DOE, formerly known as JANE DOE,

Plaintiff,

v.

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, and LILIA G. JUDSON, in her official capacity as Executive Director of the Indiana Supreme Court Division of State Court Administration,

Defendants.

Case No. 1:16-cv-02431-JMS-DML

**PLAINTIFF JOHN DOE'S RESPONSE TO DEFENDANT MYLA A. ELDRIDGE'S
REQUESTS FOR ADMISSION TO PLAINTIFF JOHN DOE, SET ONE**

Under Rule 36 of the Federal Rules of Civil Procedure, Plaintiff John Doe ("Plaintiff"), by and through counsel, objects and responds to Requests for Admissions to Plaintiff propounded by Defendant Myla A. Eldridge, in her official capacity as the Marion County Clerk, dated November 3, 2016, as follows:

GENERAL OBJECTIONS

1. Plaintiff incorporates each general objection below into each specific response. Specific responses may repeat a general objection for emphasis or some other reason. However, failure to repeat any general objection in any specific response shall not be interpreted as a waiver of any general objection to that response. Any information provided in specific responses is made without waiver of, and subject to, these general objections and any additional objections asserted in that specific response.

2. Plaintiff objects to the requests insofar as the requests assume the existence of facts that do not exist or the occurrence of events that did not take place. Plaintiff's responses are not intended and shall not be construed as admissions that such information exists or that any such information constitutes admissible evidence. Plaintiff's specific responses are not intended and shall not be construed as an admission, concurrence, or agreement with Defendant's characterization of facts, circumstances, or legal obligations stated in or implied by Defendant's requests. Plaintiff reserves the right to contest any such characterization and further objects to the extent Defendant's requests contain express or implied conclusions of law.

3. Plaintiff's responses are based on information and documents available to and located by Plaintiff as of the date of these responses. Plaintiff has not completed his investigation into facts related to these requests, and all information provided is based only on information specifically known or reasonably available to Plaintiff as of the date of these responses. Plaintiff reserves the right to amend, correct, clarify, or supplement his responses at a later date. If Defendant asserts an interpretation of any aspect of the requests that is different from Plaintiff's interpretation, Plaintiff reserves the right to supplement responses if Defendant's interpretation is held to be applicable.

4. Plaintiff objects to the requests to the extent that responses would require Plaintiff to conduct an investigation or obtain information and/or documents not in his possession or control. Plaintiff additionally objects to the extent that requests would require Plaintiff to respond and/or produce information and/or documents on behalf of any other person or entity other than himself.

5. The preceding objections are referred to collectively as the "general objections."

RESPONSES TO REQUESTS FOR ADMISSION

REQUEST FOR ADMISSION NO. 1:

Admit that you have never submitted a name-change petition to the Clerk's Office.

RESPONSE TO REQUEST FOR ADMISSION NO. 1:

Plaintiff asserts all of the general objections listed above. Without waiving these objections, Plaintiff responds:

Admitted.

REQUEST FOR ADMISSION NO. 2:

Admit that the article attached as Exhibit A accurately describes your statements to Olivia Covington and/or staff from the Indiana Lawyer.

RESPONSE TO REQUEST FOR ADMISSION NO. 2:

Plaintiff asserts all of the general objections listed above. Plaintiff objects that this request seeks information not relevant to the subject matter of this action and not likely to lead to the discovery of admissible evidence. Plaintiff further objects that the terms "accurately describes" and "your statements" are vague, ambiguous, and overbroad. Plaintiff objects that the question is compound, in that "your statements" appears to reference a number of statements regarding a range of issues, events, thoughts, and opinions.

Subject to, and without waiving the foregoing objections, Plaintiff lacks sufficient information to admit or deny whether the article in question "accurately describes [his] statements to Olivia Covington and/or staff from the Indiana Lawyer." The article contains multiple quotations attributed to Plaintiff and paraphrases other statements allegedly made by Plaintiff concerning a wide variety of issues and events. Plaintiff does not recall, and has no independent record by which to verify, whether direct quotations attributed to him are wholly

accurate. Plaintiff denies that the article accurately describes the entirety of Plaintiff's statements to the Indiana Lawyer; the article paraphrases statements and summarizes descriptions of events in ways that omit context and truncate Plaintiff's full accounts of events.

REQUEST FOR ADMISSION NO. 3:

At paragraphs 59-62 of your complaint, you describe an alleged encounter with representatives of the Clerk's Office in 2013. Admit that this exchange ensued from your affirmatively asking the Clerk's Office what documentation you would need to provide to legally change your name on official paperwork and identification.

RESPONSE TO REQUEST FOR ADMISSION NO. 3:

Plaintiff asserts all of the general objections listed above. Without waiving these objections, Plaintiff responds:

Admitted.

REQUEST FOR ADMISSION NO. 4:

Admit that counsel for the Marion County Clerk has told you, through your lawyers, that it [sic] your name-change petition would be accepted, processed, and forwarded to the appropriate court for resolution if you submit such a petition to the Clerk's Office.

RESPONSE TO REQUEST FOR ADMISSION NO. 4:

Plaintiff asserts all of the general objections listed above. Plaintiff objects that this request seeks information not relevant to the subject matter of this action and not likely to lead to the discovery of admissible evidence. Plaintiff further objects that the terms "processed" and "resolution" are vague and ambiguous. Plaintiff objects to the extent that this request seeks information protected by attorney-client privilege.

REQUEST FOR ADMISSION NO. 5:

Admit that, despite the assurances provided to you as described in Request No. 4, you still have not submitted a name-change petition to the Marion County Clerk's office.

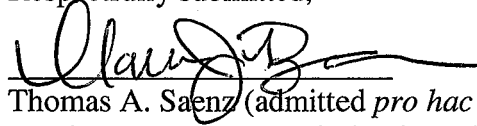
RESPONSE TO REQUEST FOR ADMISSION NO. 5:

Plaintiff asserts all of the general objections listed above. Without waiving these objections, Plaintiff responds:

Admitted.

Dated: December 6, 2016

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing responses has been duly served upon all parties listed below by United States mail, first-class, postage prepaid on December 6, 2016.

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VERIFICATION

I have read the foregoing responses to Defendant Myla A. Eldridge's Requests for Admission, Set One, and know the contents thereof. I am informed and believe, and on that basis allege, that the matters stated there are true.

I certify and declare under penalty of perjury under the laws of the United States of America that the foregoing responses are true and correct. Executed this 6th day of December, 2016 at Indianapolis, Indiana.


John Doe