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On July 24, 2007, Judge Theodore M. Sosin of the Marion Circuit Court entered a Final Order Of Summary Judgment in favor of both Defendants the Marion County Sheriff and the Commissioner of the Indiana Department of Administration, State of Indiana and against the Plaintiff Classes.

We have already initiated the appeal process.

Please click here to read the [Court's Order](#) and our [Notice of Appeal](#).

STATE OF INDIANA)	IN THE MARION CIRCUIT COURT
)	SS: CAUSE NO. 49C01-0006-CT-1217
COUNTY OF MARION)	

CHANELLE LINET ALEXANDER, et. al., plaintiffs,

v. THE INDIANA DEPARTMENT OF ADMINISTRATION, THE STATE OF INDIANA, AND THE MARION COUNTY INDIANA SHERIFF, Defendants.

NOTICE OF CLASS ACTION

TO: All persons who paid for collect telephone calls from June 16, 1998 to the present from inmates incarcerated in either Indiana State correctional facilities or Marion County Indiana correctional facilities.

This Notice is given pursuant to Rule 23 of the Indiana Rules of Trial Procedure and pursuant to an Order of the Marion Circuit Court entered on December 28, 2004. This Notice is to inform you that there is pending in this Court a lawsuit in which the Plaintiffs seek to recover money they paid to, or were charged by, telephone companies under the terms of contracts between the telephone companies and the State of Indiana or the Marion County, Indiana, Sheriff for access to prisoners making collect telephone calls.

- You are not being sued. You do not need to respond to this Notice unless you wish to be excluded from this lawsuit.

- If you are a member of Class A or Class B, as defined below, you do not have to take any action.

- The fact that you have received this Notice does not assure that you are a member of one of the two classes. You may be a member of one or both or neither.

- If you are a member of either Class A or Class B, this Notice does not mean you are necessarily entitled to recover any money. The lawsuit is contested. The Court has, as yet, made no decision as to whether the State of Indiana and/or the Marion County, Indiana, Sheriff is liable and, if so, whether the State of Indiana and/or the Marion County, Indiana, Sheriff must repay the monies claimed by the members of the Classes.

- If you have any bills showing collect telephone charges from State of Indiana and/or Marion County, Indiana correctional facilities from June 16, 1998 to the present, you should keep them to establish what, if any, claim you may have. If you have no such bills, it does not affect your status as a class member.

- For more information about the case, go onto: www.indianainmatetelephoneclassaction.com

DESCRIPTION OF THE PLAINTIFF CLASSES

By Order dated December 28, 2004, the Marion Circuit Court certified this lawsuit as a class action. There are two classes in this lawsuit. The classes are:

Class A: all persons who, from June 16, 1998 to the present, have been charged for and/or who have paid for collect telephone calls from inmates in the correctional facilities of the State of Indiana.

Class B: all persons who, from June 16, 1998 to the present, have been charged for and/or who have paid for collect telephone calls from inmates in Marion County, Indiana, correctional facilities.

THE LITIGATION

The Plaintiffs filed this lawsuit on June 16, 2000. The Complaint alleges that the State of Indiana and the Marion County, Indiana, Sheriff entered into contracts with telephone companies which illegally required the telephone companies to pay the State of Indiana and/or the Marion County, Indiana, Sheriff for access to prisoners, charges which the telephone companies pass on to class members in the form of higher rates for collect telephone calls from inmates.

The State of Indiana and the Marion County, Indiana, Sheriff deny that they have done anything illegal, and contend that the class members are not entitled to any relief.

The Plaintiffs seek to require the State of Indiana and/or the Marion County, Indiana, Sheriff to turn over to the Court the money paid to the State of Indiana and/or the Marion County, Indiana, Sheriff under the disputed contracts with the telephone companies, for distribution to class members, less costs and attorneys' fees incurred on behalf of the Plaintiff classes.

This Notice is to inform class members of this action and determine the identity of those who do not wish to be included in the classes.

ELECTION BY CLASS MEMBERS

TO REMAIN A MEMBER OF A CLASS DO NOTHING: If you believe you are a member of either or both classes and you wish to remain a member, you do not have to do anything.

TO RECEIVE INFORMATION ABOUT THE PROCEEDINGS YOU SHOULD PROVIDE CONTACT INFORMATION FOR YOURSELF: If you believe you are a member of either or both classes and you wish to be kept informed of the proceedings then: send your name, email address, street address, and telephone number to "Inmate Telephone Class, P.O. Box 44285, Indianapolis, Indiana 46244-0285." The easiest way to submit your information is to log on to www.indianainmatetelephoneclassaction.com. There are forms there for you to complete to submit your information. You may also write to: Inmate Telephone Class, P.O. Box 44285 Indianapolis, Indiana 46244-0285, and provide your name, address, phone number, email address, and which class to which you believe you belong. You should also keep class counsel aware of any changes to your current identifying information.

TO EXCLUDE YOURSELF FROM A CLASS YOU MUST CONTACT US AND LET US KNOW THAT YOU WISH TO EXCLUDE YOURSELF: If you believe you are a member of either or both classes and you wish to be excluded from this lawsuit, you must mail a written request for exclusion from the class from which you wish to be excluded. The request must be postmarked no later than June 25, 2006, addressed to "Inmate Telephone Class, P.O. Box 44285, Indianapolis, Indiana 46244-0285." In order to be effective, a request for exclusion must state the name and address of the person or entity requesting exclusion, must state that each person or entity requests exclusion from a class certified in this action, and must be signed by the person or entity. The request for exclusion shall not be effective unless it provides the required information and is made within the time stated above, or the Court otherwise accepts the exclusion. By excluding yourself from this class action, you would preserve your right to file a separate lawsuit for any damages you believe you may have incurred. You do not need to state the reason for exclusion from the class; excluding yourself from the class is voluntary. If you request exclusion, you will not be entitled to share in the benefits, if any, of any recovery or settlement obtained by plaintiffs in this action, nor will you be bound by any judgment.

A JUDGMENT IN THE CASE, WHETHER FAVORABLE OR NOT FAVORABLE TO THE CLASS, WILL INCLUDE ALL MEMBERS WHO DO NOT REQUEST EXCLUSION.

ANY MEMBER WHO DOES NOT REQUEST EXCLUSION MAY, IF HE OR SHE DESIRES, ENTER AN APPEARANCE THROUGH HIS OR HER OWN COUNSEL.

The pleadings and other records in this litigation may be examined and downloaded by accessing www.indianainmatetelephoneclassaction.com. Do Not Call the Court or Class Counsel Regarding Questions about this Lawsuit. Please contact Class Counsel by accessing this webpage or in writing.

For further information, log onto www.indianainmatetelephoneclassaction.com. You may also write to counsel for the Plaintiff Class at the following addresses:

Plaintiffs <input type="checkbox"/> Class Counsel	Defense Counsel
<p>Lawrence M. Reuben</p> <p>One Virginia Avenue, Suite 600</p> <p>Indianapolis, IN 46204</p>	<p>Elizabeth M. Karlson and</p> <p>Barbara A. Nardi</p> <p>Office of the Attorney General, IGCS</p> <p>5th Floor, 402 West Washington Street</p> <p>Indianapolis, IN 46204</p>
<p>Richard A. Waples</p> <p>Waples & Hanger</p> <p>410 North Audubon Road</p> <p>Indianapolis, IN 46219</p>	<p>Kobi Wright</p> <p>Office of Corporation Counsel</p> <p>200 East Washington Street, Suite 1601</p> <p>Indianapolis, IN 46204</p>
<p>Stephen Laudig</p> <p>156 East Market Street, 6th Floor</p> <p>Indianapolis, IN 46204</p>	<p>Kevin C. Schiferl</p> <p>Melanie D. Margolin</p> <p>LOCKE REYNOLDS LLP</p> <p>201 North Illinois Street, Suite 1000</p> <p>P.O. Box 44961</p> <p>Indianapolis, IN 46244-0961</p>

Inmate Telephone Class

P.O. Box 44285

Indianapolis, Indiana 46244-0285

/s/ Theodore Sosin, Judge

Dated: April 25, 2006

BY ORDER OF THE COURT:

MARION CIRCUIT COURT

