

*In the*  
*Indiana Court of Appeals*

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No. 24A-MI-02396

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VOICES FOR LIFE, INC.

Appellant (Plaintiff below),

v.

INDIANA DEPARTMENT OF HEALTH, and  
Dr. Lindsay Weaver, M.D., in her official capacity  
as Health Commissioner of Indiana Department of  
Health,

Appellee (Defendants below).

Appeal from the  
Marion Superior Court,

No. 49D02-2405-MI-19876

The Honorable Timothy Oakes,  
Judge

**VOLUNTARY MOTION TO DISMISS**

Appellant, by counsel, respectfully moves, pursuant to Ind. Rule of Appellate Procedure 36(A), to voluntarily dismiss all claims for which relief is sought in this matter. In support of this Motion, Appellant states the following:

1. On January 14, 2025, Appellant filed a Verified Motion for Extension of Time to File Brief, which was granted by this Court, which set Appellant's deadline for February 5, 2025.
2. On January 21, 2025, counsel with the Office of Attorney General (OAG) filed an Appearance in the case on behalf of the Indiana Department of Health (IDOH).

3. Appellant and Appellee reached an amicable and equitable settlement of the dispute which formed the basis of *Voices For Life, Inc. v. Indiana Department of Health, et al.* (Cause No. 24A-MI-2396) and *Voices for Life, Inc. v. Indiana Department of Health, et al.*, (Cause No. 49D02-2405-MI-19876).
4. This settlement is consistent with the claim for access to public records that VFL has advanced in this litigation, the legal positions stated in the OAG's Advisory Opinion (2024-02), and Governor Mike Braun's Executive Order (25-01).
5. The settlement obviates the need for VFL's appeal.

For these reasons, the Appellant respectfully request that this Court dismiss the claims asserted against Appellee, and grant whatever other relief this Court deems just.

Respectfully submitted,

/s/ Benjamin D. Horvath  
Counsel for Appellant, Voices For Life  
Attorney License #37299-71

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been served this February 4<sup>th</sup>, 2025, using the Indiana E-Filing System. I also certify that on February 4<sup>th</sup>, 2025, the following persons were electronically served with the foregoing document

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