

STATE OF INDIANA )  
 ) ss:  
COUNTY OF MARION )

IN THE MARION COUNTY SUPERIOR COURT  
CAUSE NO: 49D13-0806-PL-027627

LEAGUE OF WOMEN VOTERS )  
OF INDIANA, INC. and LEAGUE OF )  
WOMEN VOTERS OF INDIANAPOLIS, INC. )

Plaintiffs, )

-vs- )

TODD ROKITA, in his official capacity )  
as Indiana Secretary of State, )

Defendant. )

FILED

DEC 17 2008

18

Charith S. White  
CLERK OF THE MARION CIRCUIT COURT

**ORDER GRANTING DEFENDANT'S MOTION TO DISMISS**


This matter comes before the Court on the Motion to Dismiss filed by Defendant Todd Rokita, in his official capacity as Indiana Secretary of State. The Court, having considered the Defendant's Motion and being duly advised in the premises, now GRANTS said Motion and makes the following findings:

1. Article 2, § 2 of the Indiana Constitution permits election regulations even if not specifically mentioned therein.
2. The Voter ID Law, Indiana Code § 3-11-8-25.1, is a procedural regulation, not an additional qualification on voting; therefore, the Law does not violate Article 2, § 2 of the Indiana Constitution.
3. Any "classes" of voters created by the Voter ID Law are not arbitrary or unreasonable but instead reasonably relate to self-evident inherent characteristics that distinguish the different classes.

4. All individuals within the different classes are treated similarly.
5. Accordingly, the Voter ID Law does not violate Article 1, § 23 of the Indiana Constitution.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiff's Amended Complaint is hereby DISMISSED.

Dated: DEC 17 2008

  
\_\_\_\_\_  
Judge S.K. Reid

Distribution:

William R. Groth  
Fillenwarth Dennerline Groth & Towe, LLP  
1213 N. Arlington Ave.  
Suite 204  
Indianapolis, IN 46219

Karen Celestino-Horseman  
Austin & Jones, P.C.  
One North Pennsylvania Street  
Suite 220  
Indianapolis, IN 46204

Thomas M. Fisher  
Heather L. Hagan  
Office of the Indiana Attorney General  
Indiana Government Center South, Fifth Floor  
302 W. Washington Street  
Indianapolis, IN 46204