

STATE OF INDIANA        )  
                                  ) SS:  
COUNTY OF MARION     )

IN THE MARION \_\_\_\_\_ COURT  
CAUSE NO.: \_\_\_\_\_

THOMAS CHARLES BOOKWALTER, )  
  )  
                  Petitioner,        )  
          v.                            )  
  )  
INDIANA ELECTION COMMISSION, )  
GREGORY L. IRBY, and CODY     )  
ECKERT,                            )  
  )  
                  Respondents.     )

**MOTION TO SET HEARING ON VERIFIED PETITION FOR EMERGENCY STAY  
PENDING JUDICIAL REVIEW AND REQUEST FOR THE COURT TO SET BOND**

Comes now Petitioner, Thomas Charles Bookwalter (“Bookwalter”), by counsel, and for his Motion to Set Hearing Verified Petition for Emergency Stay Pending Judicial Review and Request for the Court to Set Bond, states as follows:

1. Bookwalter has filed his Verified Petition for Judicial Review and Complaint for Declaratory and Injunctive Relief as well a Verified Petition for Emergency Stay Pending Judicial Review and Request for the Court to Set Bond with accompanying Brief in Support.

2. Given the time sensitive nature of this case and the complex nature of the issues involved, Bookwalter believes a hearing to address his petition for emergency stay would aid the Court in rendering a decision.

3. Bookwalter asks that the Court set the hearing for as soon as practicable.

WHEREFORE, Petitioner, Thomas Charles Bookwalter, prays the Court set a hearing in this matter to address the stay as soon as practicable, and enter all relief just and proper in the premises.

Respectfully submitted,

/s/ Michelle C. Harter

Michelle C. Harter, Attorney No. 32657-41

Lekse Harter, LLC  
3209 W. Smith Valley Rd., Ste. 134-4  
Greenwood, Indiana 46134  
Telephone: (908)-307-7570  
Email: [michelle@lekseharter.com](mailto:michelle@lekseharter.com)

/s/ Trent S. Trueblood

Trent S. Trueblood  
Arizona Bar No. 028701

6224 E. Evans Dr.  
Scottsdale, Arizona 85254  
Telephone (480) 381-9652  
[trent@truebloodesq.com](mailto:trent@truebloodesq.com)

*Pro Hac Vice* Admission pending

**Attorneys for Bookwalter**

## CERTIFICATE OF SERVICE

I certify that on the 14<sup>th</sup> day of March, 2022, I electronically filed the foregoing *Motion to Set Hearing on Verified Petition for Emergency Stay Pending Judicial Review and Request for the Court to Set Bond* using the Indiana E-Filing System.

I also certify that on the 14<sup>th</sup> day of March, 2022, the foregoing document was served upon the following via certified mail:

Indiana Election Commission,  
c/o Paul Okeson, Chairman,  
302 W. Washington St., Rm E204,  
Indianapolis, IN 46204

Gregory L. Irby  
117 Parkville Dr.  
Danville, Indiana 46122

Cody Eckert  
905 Zinc Mill Terrace Dr., Apt. 10  
Greencastle, Indiana 46135

Theodore E. Rokita  
Attorney General of Indiana  
302 W. Washington St.  
Fifth Floor, Indianapolis, IN 46204

/s/ Michelle C. Harter  
Michelle C. Harter