

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF INDIANA  
HAMMOND DIVISION**

CITY OF HAMMOND, <i>et al.</i> ,	)	
Plaintiffs,	)	
	)	
v.	)	CAUSE NO. 2:21-CV-160-PPS-JEM
	)	
LAKE COUNTY JUDICIAL	)	
NOMINATING COMMISSION,	)	
Defendant.	)	

**ORDER**

This matter is before the Court on an Unopposed Motion to Intervene [DE 13], filed by the State of Indiana on October 19, 2021. On May 7, 2021, Plaintiffs filed a Complaint challenging the constitutionality of the procedure for selecting judges in Lake County, Indiana, and on August 13, 2021, Plaintiffs file a notice of Constitutional Question identifying that they are challenging a state statute. In a case

wherein the constitutionality of any statute of that State affecting the public interest is drawn in question, the court . . . shall permit the State to intervene for presentation of evidence, if evidence is otherwise admissible in the case, and for argument on the question of constitutionality. The State shall, subject to the applicable provisions of law, have all the rights of a party and be subject to all liabilities of a party as to court costs to the extent necessary for a proper presentation of the facts and law relating to the question of constitutionality.

28 U.S.C. § 2403(b). *See also* Fed. R. Civ. P. 5.1. The State of Indiana now seeks to intervene in this case and represents that Plaintiffs do not object. Defendant Lake County Judicial Nominating Commission has not appeared.

On review of the instant Motion and noting the lack of objection from any party who has appeared, the Court hereby **GRANTS** the Unopposed Motion to Intervene [DE 13] and **DIRECTS**

the Clerk of Court to modify the docket to reflect that the State of Indiana has been granted leave to intervene as a party defendant.

So ORDERED this 20th day of October, 2021.

s/ John E. Martin  
MAGISTRATE JUDGE JOHN E. MARTIN  
UNITED STATES DISTRICT COURT

cc: All counsel of record

RETRIEVED FROM DEMOCRACYDOCKET.COM