FIRST WEDNESDAYS DISCUSSION SERIES

“Reflections on 60 Years”

Noon | Introduction
Jane Henegar, Executive Director of the American Civil Liberties Union of Indiana

12:05-12:20 | Speakers & Audience Q&A
“Reflections on 60 Years” — Ken Falk, Bill Marsh and Rich Waples

12:20-12:30 | Awards
Please join us in honoring these individuals who dedicated their time and talent to the ACLU of Indiana in 2013:

Robert Risk Award
The ACLU of Indiana honors posthumously Dr. Thomas Kotulak (March 23, 1947 - June 11, 2013) with the Robert Risk Award. “Doc,” as he was known to all, was a member of the Board of Directors since 2001, and was faculty advisor to the IU Southeast Civil Liberties Union. The award honors his outstanding lifetime achievements to protect civil liberties.

Volunteer of the Year Award
The ACLU of Indiana recognizes a very special volunteer, Mary Hunt, with the Volunteer of the Year Award to honor her outstanding volunteer work and dedication to the ACLU of Indiana.

Student Patriot Award
The ACLU of Indiana is proud to recognize the Indiana University Southeast Civil Liberties Union with the Student Patriot Award for their significant contributions to the advancement of civil liberties.

12:30-1:00 | Visit the Indiana Experience!
Guests are invited to explore the ACLU of Indiana’s Destination Indiana Journey, part of the Indiana Historical Society’s Indiana Experience.

ACLU OF INDIANA’S 60TH ANNIVERSARY

Help us protect our freedoms for another 60 years ...make a donation today at the registration table or at www.aclu-in.org/make_a_donation

TODAY’S SPEAKERS: Wednesday, December 4, 2013

Kenneth J. Falk has been Legal Director of the ACLU of Indiana since 1996. A 1977 graduate of Columbia Law School in New York, he was employed by Legal Services Organization of Indiana (now Indiana Legal Services) from 1977 to 1996, and served as its Litigation Director. Falk has served as an Adjunct Professor of Law at the Robert H. McKinney School of Law in Indianapolis since 1999. In his work with the ACLU, he has litigated and argued numerous cases in Indiana and federal appellate courts, including the United States Supreme Court. In 1996 Falk was named a Sagamore of the Wabash and in 2004 he was awarded the David M. Hamacher Public Service Award by the Indiana State Bar Association. In 2006 he was named a “Distinguished Barrister” by the Indiana Lawyer. He is married to Donna Lucas and has two adult sons and a granddaughter.

William E. Marsh has worked with the ACLU of Indiana in various capacities from the mid-1970s to the present. He has represented clients as a cooperating attorney, was a member of the lawyer’s screening committee, and was Vice President of Litigation and President of the Board. For 23 years Marsh was a Professor of Law at Indiana University School of Law-Indianapolis, during which time he worked with Legal Services Organization for 16 years, and Federal Defender for the Southern District of Indiana for 19 years. He is currently an Adjunct Professor of Law at the Wake Forest University School of Law.

Richard A. Waples served as Legal Director of the ACLU of Indiana from 1985 to 1996. In 1996 he joined his law partner and wife, JauNae M. Hanger, in private practice. From 1984 to 1985 Waples served as law clerk to the Hon. Patrick D. Sullivan, Indiana Court of Appeals, and from 1991 to 1998, he taught trial advocacy as an adjunct professor of law at the Indiana University McKinney School of Law at Indianapolis. Since 1998 he has served on the Local Rules Committee for the U.S. District Court for the Southern District of Indiana. Waples has received several awards, including the Robert G. Risk and the William E. Marsh Awards from the Indiana Civil Liberties Union, and the Margaret Sanger Award from Planned Parenthood. He is a graduate of Indiana University Purdue University at Indianapolis, B.A. (cum laude), 1981; and IU McKinney School of Law, J.D., 1984.

First Wednesdays Goes Statewide in 2014
We’re happy to announce that beginning in April 2014, we’ll be taking First Wednesdays on the road to several cities across Indiana. On February 5, we’ll kick off the year in Indianapolis with a discussion of the campaign to fight the proposed marriage amendment — DETAILS COMING SOON. To receive updates about ACLU of Indiana events and other ACLU news, sign up for email updates at www.aclu-in.org or email info@aclu-in.org.

Proud to be a winner! The ACLU of Indiana First Wednesdays discussion series is proud to be the 2012 winner of the law-related education award from the Indiana Bar Foundation. Thank you to our speakers and to our partners and sponsors, Fraizer Designs, the Center for Inquiry Indiana and the Indiana Historical Society. Thank you to our 60th Anniversary sponsors, Katz & Korin, PC; Barnes & Thornburg, LLP and Hoover Hull, LLP. We also appreciate the generosity of Albert G. and Sara I. Reuben and the Reuben Family Foundation. Thank you for your support.
On January 2, we prevailed in federal court on behalf of hundreds of **mentally ill prisoners** being held in isolation who have been denied adequate medical and mental health treatment at state corrections facilities. Since 2007, at least 11 of these prisoners have committed suicide. The Judge ruled the Department of Correction violated the **Eighth Amendment** prohibition against cruel and unusual punishment.

On January 23 we won a **First Amendment free speech** case when the U.S. Court of Appeals for the Seventh Circuit ruled as unconstitutional an Indiana law that bans a large percentage of people on Indiana’s sex offender registry from using social media.

On March 29, we won an **immigration** battle in federal court when a judge blocked portions of Indiana’s immigration law and declared it unconstitutional under the **Fourth Amendment**. A second order issued by the Judge denied a motion by three state senators to intervene in the case.

On June 28, we prevailed at the Indiana Bureau of Motor Vehicles in a **due process** case under the **Fourteenth Amendment** to reinstate a specialty license plate for the nonprofit **Indiana Youth Group**, which provides counseling and guidance to gay and lesbian youth.

On July 19, federal Judge Jane Magnus-Stinson ordered the warden at the federal prison in Terre Haute to draft policy allowing “group prayer during every Muslim prayer time for which the inmates are not confined to their cells.” The case protecting **religious free exercise** under the **First Amendment** was originally filed in 2009, and we won the case in January. The inmates had challenged restrictions on prayer based on the **Religious Freedom and Restoration Act**, a federal law passed in 1993 to prevent government actions that substantially burden a person’s free exercise of religion.

On July 30, after a two-year court battle with the State of Indiana, we prevailed in our lawsuit on behalf of **Planned Parenthood of Indiana and Kentucky** (PPINK) to allow thousands of Indiana Medicaid patients, under the federal Medicaid Act, to choose PPINK clinics for their health care needs. The U.S. Supreme Court on May 23 denied a State of Indiana petition to review the case.

On July 31, federal Judge Sarah Evans Barker halted the City of Evansville from permitting a religious display of 31 six-foot-tall plastic crosses on public property along the city’s riverfront, saying the display conveys an endorsement of religion that violates the **Establishment Clause** of the **First Amendment**.

On Aug. 28, we **led** a federal lawsuit on behalf of a seventh grade girl in Winamac who was denied the right to try out for the football team. Her right to play a previously all-male sport is protected by the **Equal Protection Clause** of the **Fourteenth Amendment**. Two weeks after the case was filed, the school agreed to allow C.B. to play on the football team, and the case was dismissed.

On Nov. 26, federal Judge Jane Magnus-Stinson issued a ruling temporarily blocking a state law aimed at preventing the **Planned Parenthood of Indiana and Kentucky** (PPINK) health center in Lafayette from offering non-surgical abortions by requiring it to undergo costly renovations in order to meet the physical requirements of a surgical facility. The law was enacted after the passage of Senate Enrolled Act 371 in the summer of 2013, and would have taken effect Jan. 1, 2014. The Judge determined that the state had not provided a rational basis for treating the health center differently from doctors' offices that prescribe the same medications, and that the law violates the **Equal Protection Clause** of the **Fourteenth Amendment**.