

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
TERRE HAUTE DIVISION

JAUSTON HUERTA, THOMAS BOLTON, JR.,)	
CURTIS GILLIE, CARL SHERB, DEREK HICKS,)	
and DURAND RANDLE,)	
<i>Plaintiffs,</i>)	2:16-cv-00397-JMS-DKL
)	
vs.)	
)	
GREG EWING, ET AL.,)	
<i>Defendants.</i>)	

EXHIBIT 1 – CLASS NOTICE

Several claims in this case have been certified as a class action lawsuit. The class is defined as:

All inmates in the care and custody of Vigo County, Indiana from October 13, 2016 to the present, including the current and future inmates who are or will be incarcerated in the Vigo County Jail and all current and future individuals who were transported to other county jails as a result of the overcrowding in the Vigo County Jail.

The parties have agreed on a Stipulation that provides a timeline for the selection of a new jail site, commencement of construction, and completion of the jail. In the meantime, the Sheriff has a duty to maintain and operate a jail that meets the requirements of state and federal law. These requirements may necessitate relocation of detainees and inmates to other county jails with adequate space. Your rights to meet with your attorney, whether a public defender or one retained by you, are not impacted by your relocation to another county and you should be allowed to meet with counsel and prepare your defense to criminal charges regardless of where you are detained.

Counsel for the Plaintiff Class will monitor the actions of the Vigo County Officials, who are committed to building a new jail facility. As a member of the class, you are entitled to know the status of the case. Plaintiffs' counsel will from time to time issue a Status Report.

The attorneys for the Plaintiff Class will be paid fees and costs by the Defendants. That amount has not been determined.

This class action does not entitle you to any damages merely because you are a member of the class or merely because you have been in the Vigo County Jail on or after October 13, 2016. The claim that has been certified for the class does not include any claim for personal injury of any of the class members. You may contact your attorney if you believe you have suffered individual harm while detained or incarcerated at the Vigo County Jail. There is a two-year statute of

limitations from the date of your injury and if you consider the action of the jail officers to be negligence, you must file a Tort Claim Notice within 180 days of the date your injury occurred.

You may contact the class counsel in this matter at the following address:

Michael K. Sutherlin
Michael K. Sutherlin and Associates
P.O. Box 441095
Indianapolis, IN 46244-1095