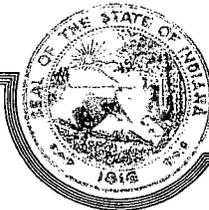


STATE OF INDIANA

DIVISION OF STATE COURT ADMINISTRATION



SUPREME COURT

30 SOUTH MERIDIAN STREET SUITE 500
INDIANAPOLIS, IN 46204-3568
(317) 232-2542
FAX (317) 233-6586
www.IN.gov/judiciary

LILIA G. JUDSON, EXECUTIVE DIRECTOR
DAVID J. REMONDINI, CHIEF DEPUTY EXECUTIVE DIRECTOR

April 30, 2012

Mr. Kyle Prall
Information Freedom LLC
109 East 17th, Suite 4130
Cheyenne, Wyoming 82001

Dear Mr. Prall:

Your request, on behalf of Information Freedom, LLC, to obtain bulk distribution of non-confidential court records from all Indiana trial courts has been approved by the Division of State Court Administration pursuant to Indiana Administrative Rule 9(F), subject to the terms of this letter and the executed User Agreement for Bulk Distribution of Data or Compiled Information, Form TCM-AR9(F)-1.

As explained in the User Agreement, the execution of the agreement and approval by the Division do not create any mandatory obligation on the part of any court or clerk to provide bulk distribution of court records or compiled information. Except as explained in the following two paragraphs, it is up to each court to determine whether or not to provide bulk distribution of its records.

Indiana Administrative Rule 9(F)(2) places authority in the Indiana Supreme Court with respect to records from multiple courts such as those maintained in the Odyssey data repository. By Order dated September 13, 2011, *In the Matter of Bulk Distribution of and Remote Access to Court Records in Electronic Form*, Case No. 94S00-1109-MS-552, the Indiana Supreme Court authorizes bulk distribution of Odyssey records that are not excluded from public access by Administrative Rule 9(G) or (H), and authorizes the Division to review written requests for bulk distribution of Odyssey records and, if appropriate, approve such requests.

You are approved to receive bulk distribution of Odyssey records and the Division will provide bulk distribution of such records to you, subject to the following additional conditions: (1) You must make arrangements for payment for the records in accordance with Administrative Rule 9 and the Supreme Court's Order of September 13, 2011; (2) Your approval is subject to the executed User Agreement for the Use of Bulk Data from Indiana Odyssey Case Management System, and (3) You are prohibited from providing bulk distribution of Odyssey records to any third party.

An executed copy of your user agreement, Form TCM-AR9(F)-1, is enclosed. The agreement will expire on January 31, 2013. Also enclosed is:

- an executed copy of your User Agreement for the Use of Bulk Data from Indiana Odyssey Case Management System and
- an Odyssey Bulk Data Order form where you can indicate the information you are requesting from the Indiana Odyssey Case Management System. Please return this form (fax or email is fine) to:

Judicial Technology and Automation Committee
Division of State Court Administration
30 S. Meridian Street, Ste. 500
Indianapolis, IN 46204
Attn.: Mary DePrez, Director and Counsel for Trial Court Technology
telephone: (317) 234-2604
facsimile: (317) 234-2605

Ms. DePrez will be your contact now. She may be reached by telephone at (317) 234-2604 or email at mdeprez@jtac.in.gov. I have given Ms. DePrez a copy of your April 16th correspondence in which you provided details for the information you are seeking.

If you have any questions, please let me know.

Sincerely,

Jeffrey S. Wiese
Staff Attorney
Division of State Court Administration

Enclosures:

- Odyssey Bulk Data Order form with Attachment A
- Executed copy User Agreement for the Use of Bulk Data from Indiana Odyssey Case Management System



Indiana Supreme Court Division of State Court Administration

USER AGREEMENT FOR THE USE OF BULK DATA FROM INDIANA ODYSSEY CASE MANAGEMENT SYSTEM

This Agreement is made and entered into by and between Information Freedom LLC and the Division of State Court Administration (hereafter referred to as "Division"):

RECITALS

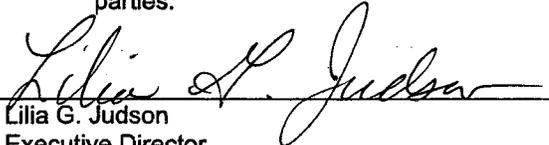
- WHEREAS, the Division has approved your Bulk Data request pursuant to Administrative Rule 9(F); and
- WHEREAS, the Division has the software license and the rights and ownership to the Odyssey case management system for Indiana courts and clerks; and
- WHEREAS, the Indiana Supreme Court has authorized the Division to release Odyssey records in bulk in an Order dated September 13, 2011, Case No. 94S00-1109-MS-552; and
- WHEREAS, Information Freedom LLC has entered into the User Agreement for Bulk Distribution of Data with the Division for the purpose of establishing roles and responsibilities associated with the dissemination and use of Indiana court information pursuant to the provision of Administrative Rule 9 of the Indiana Rules of Court ("Rule 9").

NOW, IN CONSIDERATION OF THE forgoing representations and covenant hereinafter set forth, the parties agree as follows:

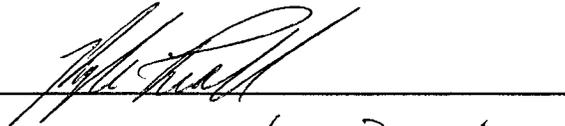
1. **Authority.** The parties agree that this Agreement is specifically undertaken pursuant to the authority under Indiana Law to enter into binding Agreements.
2. **Service and Fees.**
 - A. The Division will provide Information Freedom LLC the initial data extract pursuant to the Order.
 - B. The Division will provide a monthly data extract thereafter on or before the tenth of each month.
 - C. The Division will provide an invoice for each extract.
 - D. Upon payment of the invoice, the extracted data will be made available via an SFTP account accessing client specific folders at SFTP.IN.Gov.
 - E. All payments will be made by check and made payable to Division of State Court Administration with a notation indicating the invoice number and that payment is for Odyssey bulk records.
3. **Refreshing data.** Because the status of a case may change from time to time, all purchasers of bulk data must refresh all records with each new extract. This will ensure that cases that have been sealed or restricted since the last download are accurately reflected in the database.
4. **Disclaimer.** Information provided is not to be considered or used as an official court record and may contain errors or omissions. Accuracy of the information is not warranted. Official records of court proceedings may only be obtained directly from the clerk of the

court maintaining a particular record. If the record contains financial data, it may include interest that has accrued or other charges that have become due since the last financial transaction. The Clerk's office can provide current financial information.

5. **Compliance with Law.** Any party whose Bulk Data Agreement has been approved hereby agrees to comply with all federal and state laws that may be applicable to the use, sale, or transmission of the bulk data.
6. **Incorporation by reference.** All terms and conditions of the User Agreement for Bulk Distribution of Data or Compiled Information Not Excluded from Public Access entered into with the Division of State Court Administration are incorporated into this Agreement. Information Freedom LLC agrees to use and disseminate the Odyssey data provided under this agreement in the manner permitted by said User Agreement for Bulk Distribution of Data or Compiled Information Not Excluded from Public Access.
7. **Effective Date and Commencement of Terms.** This Agreement shall be effective and the terms set forth shall be deemed enforceable upon the signature and approval of all parties.

By: 
Lilia G. Judson
Executive Director
Division of State Court Administration

Date: 3/30/12

By: 

Date: 2-21-2012

Printed Name: Kyle Prall

Printed Title: Manager

Date: _____

Requesting Person / Organization _____

Please Print

ODYSSEY BULK DATA ORDER FORM

Please indicate your selection/s. Reference: Odyssey Bulk Data Technical Specification Manual.

CASE CATEGORY SELECTIONS **Refer to Attachment A.*

All Case Types

Or:

- Civil
- Criminal
- Family
- Probate
- Traffic (Infractions)

CASE STATUS SELECTIONS

All Case Statuses [New Filings, History (open and closed cases)]

Or:

- New Filings
- History (open and closed cases)

COUNTY SELECTIONS

All Counties

Or these counties only:

- | | | |
|------------------------------------|-------------------------------------|-------------------------------------|
| <input type="checkbox"/> Allen | <input type="checkbox"/> Harrison | <input type="checkbox"/> Porter |
| <input type="checkbox"/> Benton | <input type="checkbox"/> Hendricks | <input type="checkbox"/> Posey |
| <input type="checkbox"/> Blackford | <input type="checkbox"/> Henry | <input type="checkbox"/> Randolph |
| <input type="checkbox"/> Carroll | <input type="checkbox"/> Huntington | <input type="checkbox"/> Rush |
| <input type="checkbox"/> Cass | <input type="checkbox"/> Jackson | <input type="checkbox"/> Scott |
| <input type="checkbox"/> Clark | <input type="checkbox"/> Jasper | <input type="checkbox"/> Shelby |
| <input type="checkbox"/> DeKalb | <input type="checkbox"/> Jennings | <input type="checkbox"/> Starke |
| <input type="checkbox"/> Floyd | <input type="checkbox"/> Johnson | <input type="checkbox"/> Steuben |
| <input type="checkbox"/> Grant | <input type="checkbox"/> Knox | <input type="checkbox"/> St. Joseph |
| <input type="checkbox"/> Greene | <input type="checkbox"/> Madison | <input type="checkbox"/> Tipton |
| <input type="checkbox"/> Hamilton | <input type="checkbox"/> Marion | <input type="checkbox"/> Union |
| | <input type="checkbox"/> Miami | <input type="checkbox"/> Vigo |
| | <input type="checkbox"/> Monroe | <input type="checkbox"/> Warren |
| | <input type="checkbox"/> Owen | <input type="checkbox"/> Washington |
| | <input type="checkbox"/> Parke | |

ATTACHMENT A

Case Types Listing

Notwithstanding the list of case types below, some cases are marked confidential or sealed and are not available through this process.

Civil Case Types

CBFJ	CB - Foreign Judgment
CBTW	CB - Tax Warrants
CC	CC - Civil Collection
CP	CP - Civil Plenary
CT	CT - Civil Tort
MF	MF - Mortgage Foreclosure
MI	MI - Miscellaneous Civil
PC	PC - Post Conviction Relief Petition
PL	PL - Civil Plenary
SC	SC - Small Claims
TW	TW - Tax Warrant

Criminal Case Types

CF	CF - Criminal Felony
CM	CM - Criminal Misdemeanor
DF	DF - CL D Felony or lesser charge
FA	FA - Class A Felony
FB	FB - Class B Felony
FC	FC - Class C Felony
FD	FD - Class D Felony
MC	MC - Miscellaneous Criminal **
MR	MR - Murder
OE	OE - Exempted Ordinance Violation***
OV	OV - Local Ordinance Violation***

** MC case types are included in the criminal data only if they have a defendant-party. Similar to public access, many cases are excluded by assigning the defendant as a participant to the case.

*** At this time, OV and OE cases are included in the criminal case data only. In future extracts, OV and OE cases may become part of the Traffic Case Category.

Family Case Types

CBWB	CB - Will Book
EM	EM - Estate, Miscellaneous
ES	ES - Estate, Supervised
EU	EU - Estate, Unsupervised
GU	GU - Guardianship
TR	TR - Trust

Probate Case Types

DR	DR - Domestic Relation
RS	RS - Reciprocal Support

Traffic Case Type

IF	IF - Infraction
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