FILED
JUL 31 2014
CLERK OF THE INDIANA SUPREME COURT COURT OF APPEALS AND TAX COURT

In the
Indiana Supreme Court

Daniel BREWINGTON, Appellant,	)	
v.	)	Cause No. 15S01-1405-CR-309
STATE OF INDIANA, Appellee.	)	

ORDER

This matter has come before the Indiana Supreme Court on Appellant's Petition for Rehearing of our May 1, 2014 Opinion affirming some of his convictions. The Petition was filed pursuant to Appellate Rule 54.

In seeking rehearing, Defendant first requests that Justice Rush be disqualified from further proceedings in this case, and directs this request both to Justice Rush and to the full court. The Indiana Code of Judicial Conduct, Rule 2.11, provides that disqualification decisions are to be made by the individual Judge or Justice. Under the particular circumstances of this case, however, the full Court expresses its unanimous concurrence with Justice Rush's decision declining to disqualify.

As to the remaining issues, the Court has reviewed its Opinion. Any Record on Appeal that was submitted has been made available to the Court for further review, along with all briefs filed in the Court of Appeals and Supreme Court and all the materials filed in connection with the Petition for Rehearing. Each participating member has voted on the Petition. Each participating member has had the opportunity to voice that Justice's views on the Petition to the other Justices.

Being duly advised, the Court now DENIES the Appellant's Petition for Rehearing. The clerk is directed to send copies of this order to all counsel of record and to any unrepresented parties.

Done at Indianapolis, Indiana this 31 th day of July, 2014.

All Justices concur.

Brent E. Dickson

Brent E. Dickson
Chief Justice