

In the  
Indiana Supreme Court



COMM’R OF IND. BUREAU OF )  
MOTOR VEHICLES, )  
Appellant, )  
v. )  
Rodney G. VAWTER, *et al.*, )  
Appellees. )  
Supreme Court Cause No. )  
49S00-1407-PL-494 )  
Marion Superior Court Cause No. )  
49D14-1305-PL-016159 )

**Order Granting Stay Pending Appeal**

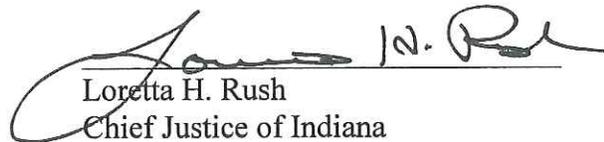
Appellant, the Commissioner of the Indiana Bureau of Motor Vehicles (“BMV”) files a “Motion For Stay Pending Appeal.” Appellees, Rodney Vawter and others, by counsel, filed a response opposing the motion.

On May 7, 2014, the Marion Superior Court granted summary judgment in favor of Appellees, determining that a statute relating to personalized license plates, Indiana Code section 9-18-15-4, was unconstitutional and that an administrative regulation, 140 IAC 2-5-4, was also invalid. The judgment directs the BMV to reinstate the personalized license plate program and take other specified action. In July, the BMV initiated this appeal and the trial court denied BMV’s motion to stay enforcement of the judgment during the appeal. After that motion was denied, BMV filed a motion requesting a stay from this Court, as authorized by Indiana Appellate Rule 39.

Being duly advised, the motion is GRANTED, and enforcement of the May 7, 2014 order of the Marion Superior Court is hereby STAYED until (1) the conclusion of this appeal or (2) this Court issues an order or opinion otherwise terminating the stay.

The Clerk is directed to send copies of this order to the Hon. James B. Osborn, Judge, Marion Superior Court, and to all counsel of record.

Done at Indianapolis, Indiana, on September 4, 2014.

  
Loretta H. Rush  
Chief Justice of Indiana

All Justices concur.