

In the
Indiana Supreme Court

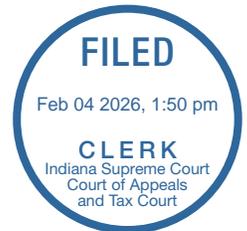
Bradley Burgess,
Appellant,

v.

The Board of Zoning Appeals for the Town
of Utica, Indiana,
Appellee.

Court of Appeals Case No.
24A-PL-1819

Trial Court Case No.
10D06-2208-PL-89



Published Order for Response Briefing
and Inviting Amicus Curiae Briefing

This matter is before the Indiana Supreme Court on Appellant’s petition to transfer jurisdiction, filed October 24, 2025, which raises two “Questions Presented on Transfer.” Appellee did not file a response.

Being duly advised, the Court ORDERS Appellee to file a response brief, compliant with Indiana Appellate Rule 57(D) and addressing the merits of the “Questions Presented on Transfer.” Appellee’s response brief shall be due no later than **February 24, 2026**. Appellant may file a reply brief compliant with Rule 57(E) no later than **March 6, 2026**.

The Supreme Court also invites amicus curiae briefing to address the questions presented on transfer. Under Appellate Rule 41, amicus may file a motion for leave to appear as amicus and tender its proposed brief on or before **May 4, 2026**. Any amicus brief must not exceed 4,200 words, exclusive of the items listed in Appellate Rule 44(C), and must be accompanied by the verified statement of word count. *See* App. R. 44(F). The parties may file a single response brief addressing the amicus brief(s), not exceeding 4,200 words; any such response brief must be filed on or before **May 26, 2026**, and must comply with Appellate Rule 44(C) and (F).

Done at Indianapolis, Indiana, on 2/4/2026 .

A handwritten signature in black ink that reads "Loretta H. Rush".

Loretta H. Rush
Chief Justice of Indiana

All Justices concur.