

Application for Judicial Vacancy Indiana Appellate Courts

PART ONE

This document will become a matter of public record and may be published on the courts.in.gov website once your application is complete, so do not include confidential information that must be redacted.

1. Contact/General Information

A. Full legal name and any former names.

Brad Aaron Catlin

B. State the full name (use initials for minor children), age, and relationship of each person residing in your household. For each adult living in the household (other than yourself), also state the person's occupation and employer.

The following people live in my household:

- **Carol Young Catlin – Age 46, Wife – Does not work due to disability**
- **I.M.C. – Age 12, Daughter**
- **H.B.C. – Age 9, Son**

C. Business address, email, and telephone number.

**Williams & Piatt, LLC
1101 North Delaware Street
Indianapolis, Indiana 46202
brad@williamspiatt.com
(317) 633-5270**

D. Attorney number.

21570-29

E. Month and year you were admitted to the Indiana Bar

November 1999

a. Indicate current law license status (i.e. active/inactive/retired).

Active in Good Standing

b. If you are or have been a member of the Bar of any other state, identify the jurisdiction and provide date(s) of admission and current license status.

State of Ohio

May 19, 2008 – Active in Good Standing

United States District Court for the Southern District of Indiana

January 13, 2009 – Active in Good Standing

United States District Court for the Northern District of Indiana

April 15, 2009 – Active in Good Standing

United States District Court for the Northern District of Ohio

January 25, 2012 – Active in Good Standing

Federal Court of Claims

May 9, 2018 – Active in Good Standing

United States Court of Appeals for the Seventh Circuit

December 4, 2020 – Active in Good Standing

F. Date and place of birth.

April 18, 1974 – Indianapolis, Indiana

G. County of current residence and date you first became a resident.

Hamilton County, Indiana – July 5, 2019

2. Secondary Education/Military Experience

A. List all undergraduate colleges and universities you attended. Include the school name; dates enrolled; degree or certificate earned; and any academic honors, awards, or scholarships you received and when. **As part of your Supplemental Materials, provide a transcript—including a certified transcript for your original hard copy—for each school listed; redact your Social Security number if it appears on the transcript.*

Wabash College

Fall 1992-Spring 1996

Bachelor of Arts

Honor Scholar

See Tab 1 for a copy of my Wabash transcript

- B. If applicable, list any military service. Include the name of the military branch; dates of service; last rank achieved; and any honors, awards, or commendations received and when. **As part of your Supplemental Materials, provide a copy of your Certificate of Release or Discharge from active duty ("DD 214" paperwork).*

Not Applicable.

3. Post-Secondary Education

- A. List all law schools, graduate schools, and post-J.D. programs attended. Include the school name; dates enrolled; degree or certificate earned; class rank; and any academic honors, awards, or scholarships you received and when. **As part of your Supplemental Materials, provide a transcript—including a certified transcript for your original hard copy—for each school listed; redact your Social Security number if it appears on the transcript.*

Notre Dame Law School

Fall 1996-Spring 1999

Juris Doctor

I do not know my class rank, as Notre Dame Law School did not publish class ranks.

Notre Dame Law School Scholar

See Tab 2 for a copy of my Notre Dame transcript

4. Employment

- A. Provide your employment history since graduation from college. Include name of employer, titles or positions, locations, and dates of employment.

Marion County Public Defender

Summer Intern, Indianapolis, Indiana, June-August 1997

Jones Obenchain, LLP

Law Clerk, South Bend, Indiana, October 1997-June 1999

Ohio Seventh District Court of Appeals

Law Clerk, Youngstown, Ohio, June 2001-August 2008

Kaplan, Inc.

LSAT Test Prep Instructor, Akron, Ohio & Indianapolis, Indiana, July 2007-July 2009

Price Waicukauski & Riley, LLC

Associate, Indianapolis, Indiana, September 2008-August 2015

Price Waicukauski Joven & Catlin, LLC

Member, Indianapolis, Indiana, August 2015-July 2021

Williams & Piatt, LLC

Senior Counsel, Indianapolis, Indiana, July 2021-Present

- B. If applicable, describe the nature and extent of your practice of law (present and former), and provide the names of your partners, associates, office mates, and employers.

Over the last twenty-two years, my practice has had two parts. I was first a long-term clerk for a state appellate court in Ohio. But in Indiana, my focus has been on complex civil cases, usually on behalf of a plaintiff, in both state and federal court.

Legal Experience Before Law School Graduation

While at Wabash College, I spent a summer interning for Senator Richard Lugar at the Indianapolis office he shared with Senator Dan Coats. During my time there, this office focused on constituent services, where I was able to help Indiana citizens navigate various aspects of the federal government, such as dealing with the Department of Veterans Affairs and Social Security Administration.

After my first year in law school, I worked for the Marion County Public Defender's office. The office assigned me to the public defender in the Marion County Traffic Court, Mary Zappia. In that role, I engaged with clients, the prosecutor, public defender, and court staff in order to achieve good results for those who needed to use the public defender system.

Beginning with my second year in law school, I clerked for Jones Obenchain, LLC in South Bend, Indiana. The firm was primarily litigation-focused and my role was to write legal memos, assist in filing and research, and similar tasks. The following attorneys were associated with Jones Obenchain, LLC during my employment:

- Edward P. Benchik
- Robert M. Edwards, Jr.
- G. Burt Ford
- John B. Ford
- Jacqueline Sells Homann
- Thomas F. Lewis, Jr.
- Thomas F. Lewis, III
- Robert W. Mysliwicz
- Mark J. Phillipoff
- John R. Obenchain
- Colin J. Reilly
- Robert G. Sanderson
- Charles R. Shedlak
- John W. Van Laere
- Timothy W. Woods

Experience in the Judicial Branch

The Ohio Seventh District Court of Appeals is an intermediate appellate court of general jurisdiction, which meant it dealt with all appeals from the various Ohio trial courts within its geographic region. While the Court heard many different types of appeals, much of its docket was comprised of criminal, family, commercial, and employment cases. I was a law clerk for Judge Mary DeGenaro (who later became a justice on the Ohio Supreme Court). My job responsibilities included reviewing the parties' briefs and the trial court record, assessing jurisdictional issues in assigned cases, drafting memos for the assigned panel which described the relevant facts and law, and drafting legal opinions for the Court. While employed at the Court, I also helped prepare material for the Ohio examination governing certification as a specialist in appellate law.

The judges on the Seventh District during my employment were the following:

- Judge Mary DeGenaro
- Judge Joseph Vukovich
- Judge Gene Donofrio
- Judge Cheryl Waite

The following lawyers also served as law clerks while I worked at the Seventh District Court of Appeals:

- Nicholas Barborak
- Melissa Bateman
- Robert Budinsky
- Jacqueline Coles-Jones
- Erica Cunliffe
- Melanie Czopur-Gaffney
- Matthew Ditchey
- Jeff Hendrickson
- Aaron Hively
- Kristen O'Horo

- Rebecca Rabb
- Christina Rorick
- Carla Torba

Private Practice

I left my position with the Seventh District Court of Appeals in August 2008 and took a position with Price Waicukauski & Riley, LLC as an associate. I became a member of the firm in 2015 and remained a member of the firm until its merger with my current firm, Williams & Piatt in 2021. Both of these law firms are litigation-focused firms that mostly represents plaintiffs in complex cases. This means I've been involved in many different types of cases: mass torts, class actions, defamation, personal injury, product liability, legal malpractice, shareholder derivative actions, commercial disputes, antitrust, civil rights, and property dispute cases.

Of these cases, my primary focus has been on class action, legal malpractice, civil rights, and commercial litigation. These types of cases typically combine complex fact-patterns with interesting legal issues in a variety of areas of law. For example, in addition to the types of cases described above, my cases have dealt with property law, family law, contract law, employment law, securities law, consumer protection, trade secrets, and intellectual property law. And this has been a success, with \$79 million and \$130.5 million jury verdicts in the United States District Court for the Western District of Missouri in a class action dealing with property law, a \$14.5 million jury verdict in Hamilton County on a defamation claim, a \$2.4 million jury verdict in the United States District Court for the Northern District of Indiana in an antitrust case, a \$3 million settlement with employees of the Indiana Department of Revenue and the Indiana Attorney General in a civil rights case, a \$830,423.45 judgment against a leading Indiana law firm in a legal malpractice case, and a \$750,000 settlement with employees of the Indiana Department of Child Services in a civil rights case.

The following attorneys have been associated with these firms since I entered private practice in 2008:

- Yvonne Ballesteros
- Heather Barnes
- R. Davy Eaglesfield
- Carol Nemeth Joven
- Jamie Kendall
- Anne Medlin Lowe
- Christopher Moeller
- James Piatt
- Henry J. Price
- William N. Riley
- Jana Strain
- Ronald J. Waicukauski
- Joseph N. Williams

5. Trial/Judicial Experience

A. Describe the extent of your jury trial experience, if any.

I have been first chair, second chair, or otherwise involved in five jury trials in state and federal court, most of which involved multi-million dollar claims. The length of these trials varies from three days to six weeks.

***State Farm Fire & Casualty Company v. Radcliff*
Hamilton County Cause No. 29D01-0810-CT-001281**

A local roofing contractor was accused of insurance fraud by State Farm, and we filed a defamation claim on the contractor's behalf. The case was tried to a jury over almost six weeks in July 2011, and the jury rendered a verdict for my client for \$14.5 million. That verdict was affirmed on appeal in *State Farm Fire & Casualty Company v. Radcliff*, 987 N.E.2d 121 (Ind. Ct. App. 2013), and again in *State Farm Fire & Casualty Company v. Radcliff*, 18 N.E.3d 1006 (Ind. Ct. App. 2014).

***Lawson v. General Hotels Corporation*
Marion County Cause No. 49D02-1102-CT-005523**

A woman suffered a skull fracture at a local hotel while riding on a water slide, and I represented her and her husband in a claim against the hotel. The matter was tried to a jury over three days in December 2014 and resulted in a defense verdict.

***Barfield v. Sho-Me Power Electric Cooperative*
W.D. Missouri Cause No. Case No. 2:11-cv-4321-NKL**

My team successfully represented a class of over 3,700 landowners in rural Missouri against two electric power companies and their wholly-owned telecommunications subsidiaries for the unauthorized use of the landowners' property to operate a telecommunications business. Put simply, the defendants' easements over the class members' property authorized the use of the property for electrical purposes, but not for telecommunications purposes.

The case was first tried to a jury over five days in February 2015 and resulted in a verdict for the class for \$79,014,140. That verdict was vacated in *Barfield v. Sho-Me Power Electric Cooperative*, 852 F.3d 795 (8th Cir. 2017), and the case was tried to a jury again over five days in August 2017. This trial resulted in a verdict for the class in the amount of \$130,511,337. The case was settled after the second trial.

***Gumwood HP Shopping Partners, L.P. v. Simon Property Group, Inc.*
N.D. Ind. Cause No. 3:11-cv-00268-JD-CAN**

My most recent jury trial involved an antitrust claim by a real estate developer headquartered in South Bend against Simon Property Group. The case was tried to a jury over three weeks in June 2018 and resulted in a verdict for my client for \$2.4 million. The case settled after trial for a confidential amount.

I am also currently scheduled to try a case to a jury beginning on September 12, 2022. That matter is *Rogers v. Wexford of Indiana, LLC*, S.D. Ind. Cause No. 1:19-CV-03722-TWP-MPB and involves a claim under 42 U.S.C. § 1983 for a violation of a prisoner's Eighth Amendment rights due to deliberate medical indifference. I became involved in this representation when I volunteered to help an attorney who had been assigned this case by the district court.

B. Describe the extent of your bench trial experience, if any.

I have been first chair or second chair in a variety of bench trials in Indiana's state courts. The length of these trials vary from one day to one week.

***Barnes & Thornburg LLP v. Hayes Lemmerz International*
Allen County Cause No. 02D01-0801-PL-000008**

My client, a multinational corporation, pursued a legal malpractice claim against its former counsel because that counsel missed a complete defense to a personal injury claim against the corporation. The case was tried to the bench

in 2012 and resulted in a \$830,423.45 judgment for my client. The case was settled on appeal for a confidential amount.

Lite Machines Corporation v. Eiff

Tippecanoe County Cause No. 79D02-0512-PL-000109

In this case, I represented a small business in the Purdue Research Park against a Purdue University professor and his son regarding breaches of confidentiality, fiduciary duties, and trade secrets violations. The case was tried to the bench in January 2011 and settled mid-trial.

Pavlack v. Samsung Electronics America, Inc.

Marion County Cause No. 49K01-1110-SC-09850

An Indianapolis attorney sued Samsung for a faulty product, and I defended Samsung. The matter was tried to the bench in February 2012 and resulted in a judgment for my client.

Newton Properties Group, LLC, et al v. Louisville & Indianapolis Railroad Company

Bartholomew County Cause No. 03D01-1301-PL-000691

A small business was in a property dispute with a railroad and brought a quiet title action. I represented the small business in a September 2011 bench trial that lasted three days. The trial ended in a judgment for the railroad.

Disser v. Cox

Hendricks County Cause No. 32D04-1807-SC-001608

I defended a woman *pro bono* in a defamation case arising out of statements she made about a political action committee in Brownsburg related to its participation in a local school board election. The matter was tried to the bench over two days in February and May 2019, and it resulted in a judgment for my client. That judgment was affirmed on appeal in *Disser v. Cox*, Cause No. 19A-SC-1768, 2020 WL 1528100, 145 N.E.3d 157 (Ind. Ct. App. 2020) (unreported).

I have also represented clients in other matters in bench proceedings, such as matters involving protective orders and name-change proceedings.

- C. If applicable, describe the nature and extent of your judicial experience (including as a judge pro tempore). Include a description of your experience presiding over jury trials, if any.

Although I was a law clerk for the Ohio Seventh District Court of Appeals, I have not yet held a judicial position, and have not presided over a jury trial.

6. Professional Experience

**As part of your Supplemental Materials, include as writing samples four selections (in total) from the written materials listed below in Questions 6A through 6C.*

- A. If applicable, list up to five trial or appellate briefs and/or judicial opinions you have written. Refer to them by caption, case number, and filing date.

Barfield v. Sho-Me Power Electric Cooperative

United States District Court for the Western District of Missouri Cause No. Cause No. 2:11-cv-4321-NKL, filed on May 16, 2014

Marten v. Swain

United States District Court for the Southern District of Indiana Cause No. 1:12-cv-00195-TWP-TAB, filed on February 27, 2017

Disser v. Cox

Indiana Court of Appeals Cause No. 19A-SC-01768, filed on November 14, 2019

Courtney v. Murphy

United States Court of Appeals for the Southern District of Indiana, Cause No. 3:19-cv-00174-RLY-MPB, filed on November 12, 2020

Deibel v. Hoeg

United States Court of Appeals for the Seventh Circuit Cause No. 20-3378, filed on January 28, 2021

- B. If applicable, list up to five legislative drafts or court rules you have written or to which you contributed significantly. Refer to them by official citation, date, and subject matter.

Not Applicable.

- C. If applicable, list up to five of your contributions to legal journals or other legal publications. Provide titles, official citations, and a brief description of the subject matter.

From 2010 through 2021, my firm had a blog, which could be found at www.price-law.com/news-blog, and I wrote most of its posts. Each blog post analyzes a recent decision from an Indiana state or federal appellate court, with a focus on lessons attorneys can take from those cases into their practice. That blog also contains handouts that accompany some of my CLE presentations.

In addition, the Indiana Trial Lawyers Association (ITLA) publishes a quarterly magazine, *Verdict*. Since 2011, I've contributed a column, called **TECHNOLAWGICAL**, which focuses on how today's fast-changing technological landscape affects the practice of law. The following is a representative example of those articles:

Surfing the Cloud: Online Tools for Your Practice, VERDICT, Vol. 32 No. 3 at 41 (2011)

This article described cloud computing and the ways that lawyers could take advantage of the cloud in their practices, while following the Rules of Professional Conduct.

Technolawgical, VERDICT, Vol. 33 No. 4 at 70 (2012)

The ABA amended the Model Rules of Professional Conduct to mandate that attorneys keep abreast of the risks and benefits associated with relevant technology. This article discussed that amendment and described tools that allow attorneys to keep up with technological changes.

Technolawgical, Verdict, Vol. 35 No. 4 at 46 (2014)

Password management is essential to a safe and secure online life. This article gives tips and techniques for good password management, which include the use of different complex passwords for every service you log into with the aid of password management software.

Technolawgical, VERDICT, Vol. 36 No. 1 at 40 (2015)

After we successfully prosecuted the *Barfield* class action in Missouri, I wrote an article about the technological tools my firm used to win that case.

Technological, VERDICT, Vol. 39 No. 2 at 27 (2018)

This article warns of the danger of using public Wi-Fi to do legal work and the steps attorneys can take to mitigate those risks.

- D. Identify the five most significant legal matters entrusted to you, whether as a judge or lawyer, and describe why you believe them to be so.

Disser, et al. v. Cox

Hendricks County Cause No. 32D04-1807-SC-001608

Indiana Court of Appeals Cause No. 19A-SC-01768

I represented a woman running for a local office who was approached by a local political action committee (“PAC”) that offered an endorsement and requested a donation. After the woman publicized these events, the leaders of the PAC sued her for defamation. I agreed to represent her on a pro se basis because I strongly felt an obligation as an attorney to discourage this kind of frivolous suit, as doing otherwise would discourage public participation in politics. I successfully represented the woman through both trial and appeal.

This matter is significant to me because of the principles involved. As a member of the bar, I felt that it was important to stand up for freedom of speech and political participation, while also discouraging frivolous, bullying lawsuits.

Barfield, et al. v. Sho-Me Power Electric Cooperative, et al.

W.D. Mo. Cause No. 2:11-cv-4321NKL

I represented a class of Missouri landowners in an action against two electric power cooperatives and their wholly-owned telecommunications subsidiaries. The defendants installed fiber-optic cable on the power lines across the plaintiffs’ land and were using it to operate their telecommunications businesses without proper easements.

The class was certified by the district court, and the district court granted summary judgment to the class on liability issues. The matter was then tried to a jury (resulting in a \$79 million verdict), appealed, and tried to a jury again (resulting in a \$130.5 million judgment). After the second trial, the claims against the remaining defendants were settled. I was second chair at each of the trials in this case.

This case was significant for a few reasons. First, it was a certified class action affecting thousands of people—and we were able to obtain significant monetary benefits for those thousands of people. Second, few class actions are ever tried to a court, and this one was tried twice. Finally, the scope of the case itself made it a significant matter. The litigation lasted over eight years and involved the review of thousands of easements and hundreds of thousands of pages of other relevant

documents, over two dozen depositions, and the briefing of many motions. I had a critical role in managing the case through all stages of the litigation.

***Gumwood HP Shopping Partners, L.P. v. Simon Property Group, Inc.*
N.D. Ind. Cause No. 3:11-cv-268-JD**

I represented the plaintiff, a subsidiary of a South Bend real estate developer, in an antitrust action against Simon Property Group. Gumwood developed a shopping center in Granger, Indiana, which was about a mile away from a Simon-owned shopping mall. At issue in the case was whether Simon violated antitrust laws by using its market power to condition the lease of space to national retailers in some Simon-owned malls to the retailers' decision to open a store in Gumwood's development.

After eight years of litigation, Judge Jon E. DeGuilio presided over a 2 1/2 week jury trial in June 2018. I was second chair at this trial. The jury entered a verdict in the amount of \$2,400,000 for Gumwood. The parties entered into a confidential settlement before a judgment trebling the damages and entering an award of attorney's fees and costs was entered.

This case was significant for a few different reasons. First, the litigation itself was complex, involving more than a million pages of documents and complex issues of antitrust law. Second, the issues involved were significant, as the FTC had previously questioned Simon's market power and Gumwood's theory of the case (an anticompetitive tying arrangement) had fallen out of favor in the antitrust field. Third, the litigation was complex—it took about eight years to get to trial, where 24 witness testified and over 500 exhibits were introduced over the course of the 2 1/2 week jury trial. And most importantly (from an advocate's point of view), the trial ended with a favorable outcome for the client.

At the conclusion of the trial, Judge DeGuilio said, "[I]t was a pleasure to conduct trial in this case. It's as fine a group of attorneys and support staff as I've ever had in a trial."

***Barnes & Thornburg LLP v. Hayes Lemmerz International, Inc., et al.*
Allen County Cause No. 02D01-0801-PL-8**

This matter involved a claim for unpaid legal fees and a counterclaim for legal malpractice against the initiating law firm and two other law firms. I represented

the counterclaimant in this matter, which alleged that the law firms committed legal malpractice. The matter arose from litigation in which the law firms failed to timely raise a complete defense to a personal injury suit—that the defendant was the plaintiff’s employer when he was injured in the scope of his work.

I was second chair at a bench trial. The trial court entered a judgment in favor of my client on its legal malpractice claim. The law judgment was appealed, and the matter was resolved while the appeal was pending.

This case was legally significant because it involved novel questions regarding the efficacy of computer-assisted legal research and difficult proximate cause questions. It was significant to the client, as it involved damages of about \$1 million. And it was significant more generally as it involved claims of legal malpractice involving three of Indiana’s most prominent law firms. Finally, it shows why I’ve made legal, malpractice a part of my practice—lawyers should not get a break just because they are part of the profession; indeed, they should be held to a higher standard.

Mabes, et al. v. Anonymous Hospital, et al.

Putnam County Cause No. 67C01-2107-CT-000352

Mabes, et al. v. McFeeley, et al.

S.D. Ind. Cause No. 1:21-cv-2062-JRS-DLP

I represent a family in a pair of related cases pending in both state and federal court. The mother, a surgical fellow at the IU School of Medicine was sleeping when one of the couple’s children, a two-month-old boy, began to seize while under his father’s care. The child was taken to a local emergency room, which attempted to intubate him. The intubation failed multiple times, resulting in no blood flow or oxygen for the baby for over ten minutes. Life-saving measures were taken, including a successful intubation and CPR, and the child was taken to Riley Children’s Hospital. Riley saw the baby’s injuries, concluded that they were non-accidental and contacted the Department of Child Services (DCS). DCS accused the mother of abuse and neglect, and placed the children out of the family home for months. We are pursuing two actions on behalf of the family: (1) a medical malpractice action in state court regarding the medical care given at the emergency room and (2) a civil rights action against both employees of DCS and a child abuse pediatrician at Riley.

This matter is significant for a number of reasons. First, it involves a family whose life has been forever changed by a serious injury to a child. Second, the economic injuries caused by the medical malpractice are in the tens of millions of dollars, raising a potential argument against the cap on damages in medical malpractice cases. Third, it addresses serious malfeasance by DCS employees, who ignored both due process concerns and DCS’s own guidelines when they prejudged the case. And fourth, it deals with the potential liability of a child abuse pediatrician upon whose opinions DCS will rely when deciding important issues like when to take children from their families, an area of law that is underdeveloped at this time.

7. Efforts to Improve the Legal System, Administration of Justice, or Society

- A. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) toward the improvement of the law, the legal system, or the administration of justice. Include a description of any management or leadership roles you undertook to achieve these goals, and describe any specific instances in which your collaborative efforts helped achieve these goals.

Contributing to the legal community and system is one of the most important things an attorney can do, and I’ve always loved volunteering my time to help others. I’ve done this in four main ways: (1) writing about the intersection between law and technology for legal publications, (2) providing education to attorneys as part of their continuing legal education (CLE) requirements, (3) acting as a moot court judge for both students and attorneys, and (4) sitting on committees of local bar associations.

Writing

As mentioned in Section 6.C., I have written a tech-focused column for the *Verdict* since 2011. The subjects of the column have been varied and have included the following subjects:

- Software for use in a legal practice (document review, apps for mobile devices, trial presentation software)**
- Protecting firm data (avoiding phishing, password management, public Wi-Fi, email encryption)**
- Broader issues (risks and benefits of using technology in a law practice, deep fakes, paperless law offices)**

CLE Presentations

Continuing Legal Education is an essential part of the legal practice, as it helps lawyers keep up-to-date on what they need to know to do their jobs effectively. Local organizations, such as the Indiana State Bar Association (ISBA), ITLA, the Indianapolis Bar Association (IndyBar), and the Indianapolis Law Club, have regularly invited me give CLE presentations. These presentations fall into two general categories: (1) speaking about the intersection between technology and the modern legal practice and (2) giving updates on recent decisions from Indiana’s appellate courts.

The first category of presentations address many of the same topics about which I’ve written in my column. These have included discussions of apps for lawyers, Indiana’s switch to electronic filing, and keeping firm data safe.

The second category of presentations have primarily been given to the Indianapolis Law Club, a CLE organization aimed at experienced litigators, and the IndyBar. I have been a speaker for the Indianapolis Law Club since May 2012, and speak there approximately five times per year. These presentations talk about recent decisions from Indiana’s appellate courts, focusing on lessons that attorneys can take from these decisions into their practices. Each presentation is accompanied by a handout discussing each of these cases in depth.

I have also presented CLEs focused on legal ethics to both the Indianapolis Law Club and at an event organized by the Indianapolis Association of Wabash Men’s (“IAWM”) Law Committee.

Moot Courts

One thing I truly love doing is volunteering to be a moot appellate court judge to three different organizations: (1) the Indiana Appellate Institute, (2) the Indiana University McKinney School of Law, and (3) the Wabash College Moot Court Competition. The first of these is for lawyers practicing before Indiana’s appellate courts, while the other two are to help students hone their advocacy skills.

The Indiana Appellate Institute is a creation of the IndyBar’s Appellate Practice Section, and it is a resource for lawyers who have oral arguments scheduled before the Indiana Supreme Court or Indiana Court of Appeals. I have been a moot judge since 2017, most recently participated twice as a moot judge in May 2022, and am scheduled to participate in two more sessions during the week of September 26, 2022.

The other moot courts in which I have participated are educational in nature, either for local law schools or for my alma mater, Wabash College. These exercises are designed to help students learn the art of persuasive, logical argument. While this may help them become better advocates in a legal career, the goal is to have the students think and communicate more clearly about issues no matter what field they enter.

Bar Associations

The members of the executive committee for the IndyBar's litigation section honored me by selecting me to join that committee. My term began in January 2021. In this role, I have attended monthly committee meetings and contributed articles for the committee to share with its membership.

The IAWM has a Law Committee, of which I am a member. This committee promotes Wabash College's values in the both the Indianapolis legal community and Indianapolis in general and sponsors CLE for members of the Indiana bar.

- B. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) concerning civic, political, or social issues. Include a description of any management or leadership roles you undertook in this area, and describe any specific instances in which your collaborative efforts in this area led to a successful result.

Someone close to me suffers from Type 1 Narcolepsy with cataplexy, so I decided to get involved with Naptown Narcoleptics, a support group for people in Indiana who are suffering from Narcolepsy. I have been participated in organization meetings and spoken at outreach campaigns to let those suffering from this rare condition meet and share with others who suffer from this condition.

- C. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) to improve your local, state, or national community through charitable work or public service. Include a description of any management or leadership roles you undertook in this area, and describe any specific instances in which your collaborative efforts in this area led to a successful result.

As a child of two teachers and husband of another, I am invested in the educational mission. Therefore, I have spoken to classrooms of various ages on multiple occasions about legal careers, the legal system, and the electoral system. I also consider the work that I do with the Wabash College Moot Court and the Naptown Narcoleptics to be public service, as they support communities and education.

- D. Describe the nature and extent of any *pro bono* legal services you have contributed.

I have provided *pro bono* legal services in various ways. The most significant of those services was defending a woman in Brownsburg who had a defamation suit filed against her due to her involvement in local politics. The woman, Jennifer Cox, criticized a Brownsburg-based political action committee (“PAC”) for its involvement in local political elections, and the couple operating that PAC sued Mrs. Cox for defamation. I successfully defended her through trial and on appeal on a *pro bono* basis because baseless defamation suits should not be used to silence political opponents.

Another type of *pro bono* service I provide is in support of low-income individuals who have been targeted by unlicensed lenders. These loans are typically usurious and are directed to pensioners and low-income individuals. The Indiana Code says that these kinds of loans from unlicensed lenders are void and unenforceable. While attorney’s fees are available in a lawsuit, I’ve been able to get my clients out of these illegal loans on a *pro bono* basis without the need for a lawsuit.

The Indianapolis Bar Association also has an “Ask a Lawyer” program where people can seek *pro bono* advice on basic legal questions. I have volunteered my time for this program.

Finally, whenever I have provided legal advice to organizations with which I have been involved, such as Naptown Narcolepsy, the Indianapolis Scottish Society, and my college fraternity chapter, I have always done so on a *pro bono* basis.

- E. Indicate your experience teaching law. Provide the dates, names of institutions or programs, and a description of the subject matter taught.

I have not taught law at a formal institution. As discussed in section 7(A), I regularly present at CLE courses for other attorneys.

8. Memberships and Other Activities

- A. List any memberships and offices you have held in professional organizations, including dates and descriptions of both the organization’s purpose and your involvement.

American Bar Association – May 1, 2012 to September 1, 2018

The ABA is an association of lawyers with the mission of defending liberty and delivering justice as a national representative of the legal profession. I was a dues-paying member without any office or committee assignment.

Indiana State Bar Association – November 8, 1999 to Present

The ISBA is an organization of lawyers and paralegals that works to find solutions to members’ professional challenges, connect them with others in the profession across the state, and advocate on behalf of the profession. I am a dues-paying member without any office or committee assignment.

Indianapolis Bar Association – October 22, 2009 to Present

The IndyBar is an organization of Indianapolis attorneys who offer support and education to members of the Indianapolis legal community. I have been a member of the litigation section since joining the IndyBar and a member of that section’s executive committee since January 2021.

Indiana Trial Lawyers Association – April 6, 2009 to Present

ITLA is dedicated to the constitutional rights of open access to the courts and equal protection under the law for all persons in Indiana. I have been a sustaining member since June 2019.

- B. List any memberships and offices you have held in civic, charitable, or service organizations, including dates and descriptions of both the organization’s purpose and your involvement.

Naptown Narcoleptics is a group that offers support to Indiana residents who are either suffering from narcolepsy or caring for those that do. I have been a member of Naptown Narcoleptics since 2015, and while I do not have a formal leadership position, I have hosted meetings, spoken at meetings, and have offered legal advice to both the group and its members on a *pro bono* basis.

I have been involved with the IAWM since I moved back to Indiana in 2008. In February 2021, the IAWM formed the Law Committee in order to support Wabash College’s moot court competition, organize CLEs, and offer support to the Central Indiana Wabash legal community. I am a founding member of that committee.

I have also volunteered with other charitable organizations whenever asked. For example, I helped do a “Dream Bedroom Makeover” for an intellectually disabled man with an organization called Color My Corner.

- C. List any memberships and offices you hold in social clubs or organizations. If any club or organization restricts its membership on the basis of race, sex, religion, or national origin, please describe your efforts within the organization to eliminate restrictions.

The Scottish Society of Indianapolis is a group that celebrates Scottish heritage, history and culture. I have been a member, and lucky for me (as a non-Scot), it does not discriminate against the non-Scottish or on any other basis.

I am also an alumni member of my fraternity at Wabash College, Theta Delta Chi. It also does not discriminate.

And my family and I are members of the S.W.A.T Flyball Team. Flyball is a dog sport in which teams of dogs relay-race each other over hurdles as they catch a ball released by a spring-loaded trigger. The only requirements are owning a dog and a willingness to work and have fun.

D. Describe your hobbies and other leisure activities.

I really enjoy being a husband and father, and most of my free time is spent with my wife and kids. We do lots of things together, like play games, build LEGO, spend time with friends, and go to dog training classes. I like to listen to podcasts, and subscribe to many, including ones dealing with history, story-telling, current events, and science. When I have time to myself, I am generally reading, cooking, or settling into a hard jigsaw puzzle. I've also begun to master the art of gluten-free baking!

9. Legal Proceedings

A. List any lawsuits or legal proceedings in any jurisdiction, including but not limited to bankruptcies, dissolutions, and criminal matters to which you have been a party. Provide dates, case numbers, courts, names of other parties, and, if needed, a brief explanation. (If minor children are involved [i.e. an adoption], use initials only.)

Bank of America, N.A. v. Brad A. Catlin, et al.
Marion County Cause No. 49D11-1201-MF-2200
Filed – January 19, 2012
Dismissed – August 22, 2017

Fia Card Services v. Brad Catlin
Marion County Cause No. 49D11-1205-CC-19050
Filed – May 10, 2012
Dismissed – August 16, 2012

In re Catlin
S.D. Ind. Cause No. 12-7616-JMC-13

Filed – June 26, 2012

Discharged – February 3, 2016

These are three cases related to financial difficulties caused by large medical bills as a result of my wife’s disability. The first was a foreclosure action. The second was a collections action. And the third was a personal bankruptcy, filed first as a Chapter 13 bankruptcy, but converted to a Chapter 7 after my wife was determined to be permanently disabled.

- B. If you ever have been arrested or cited for any violation of the law other than for routine traffic violations, provide dates, jurisdictions, and an explanation of the event and its resolution.

Not Applicable.

- C. If you have been disciplined or cautioned, formally or informally, by the Indiana Supreme Court Disciplinary Commission, by the Indiana Commission on Judicial Qualifications, by the Indiana Supreme Court, or by similar entities in any other jurisdiction, identify each instance by date, case number (if applicable), and describe the circumstances and the nature of the outcome or resolution.

Not Applicable.

- D. If you have any outstanding federal, state, or local tax obligations, please itemize and explain.

Not Applicable.

10. References

- A. Provide the names of three attorneys who have been your professional adversaries in your practice or who have litigated substantial cases in your court and who would be in positions to comment on your qualifications for appointment to an Indiana Appellate Court (*contact information to be included in Part Two of this application*).

Tracy N. Betz

Archer Rose, Jr.

Robert J. Dignam

- B. Provide the names of three professional references other than those listed in Question 10A (*contact information to be included in Part Two of this application*).

Hon. Mary DeGenaro

Heidi Doerhoff Vollet

Bryan Babb

- C. Provide the names of three personal references other than those listed in Question 10A or 10B (*contact information to be included in Part Two of this application*).

Christina M. Adler & Jonathan H. Adler

Jennifer Cox

Ronald J. Waicukauski