

INDIANA BAR
FOUNDATION

JORDAN PATEL

V.

CAMERON MILLER

MOCK TRIAL
2021-2022

Copyright © 2021

Indiana Bar Foundation
615 N. Alabama St. Ste 426, Indianapolis, IN 46204
317-269-2415; www.inbf.org

The user of this copy is authorized to reproduce or make use of these materials only for non-profit educational use. Use of these materials or reproduction for sale or competition outside the classroom is prohibited without the written permission of licensing rights from the Indiana Bar Foundation.

Acknowledgements

Thank you to the case writing committee whose devotion of many hours to create the 2021-2022 Indiana Mock Trial case is gratefully acknowledged:

Scott L. Barnhart, Esq., Chair, Office of the Indiana Attorney General
Bryan L. Bradley, Esq., Kenneth J Allen Law Group
Lyle Hardman, Esq., Hunt Suedhoff Kalamaros
Benjamin Huffman, Esq., Sheppard Mullin
Tim Kalgreen, M.Ed., Indiana Bar Foundation
Yvette LaPlante, Esq., LaPlante Law Firm
Michael J. Lewinski, Esq., Lewis Wagner LLP
Joseph O'Connor, Indiana Bar Foundation
Swati Pradeep, Huelskamp & Rivas PC
Oscar Rivas, Esq., Huelskamp & Rivas PC
Julie Slaughter, Esq., City of Indianapolis
Daniel Strunk, Esq., U.S. Court of Appeals for the Sixth Circuit

The Indiana Bar Foundation thanks Dr. Gina Forrest, Indiana Supreme Court, and Shelley Jackson, Kreig DeVault, for their assistance with the final case review and editing.

Indiana Bar Foundation Staff

Charles Dunlap, J.D., President & CEO
John Althardt, Marketing & Communication Manager
Kim Berry, Director of Development
Abbie Bush, Grants & Endowments Manager
Megan Clarke, Development & Communication Specialist
Kate Guerrero, J.D., Director of Indiana Legal Help
Tim Kalgreen, M.Ed., Director of Civic Education
Lily Lawson, Special Projects Manager
Kayla O'Brien, Chief Administration Officer
Joseph O'Connor, Civic Education Program Manager
Marilyn Smith, J.D., Vice President & Director of Civil Justice Programs
Michael Tranovich, IOLTA Manager

Version 1.0 – Released 10/29/21

Version 2.0 – Released 12/17/21

Table of Contents

	<u>Page</u>
Copyright	2
Acknowledgements	2
Table of Contents	3
Civility Rule (Rule 1.3)	4
Case Background	5
Stipulations	6
List of Witnesses	7
List of Exhibits	7
Indiana Code	8
Judge's Orders	9
Statement of Jordan Patel	10
Statement of Bobby/Bobbi Brennan	16
Statement of Alex Diaz	21
Statement of Cameron Miller	28
Statement of Morgan DeLuca	35
Statement of Joe/Jo Strickland	41
Exhibits	47

Civility

Rule 1.3 from the Indiana High School Mock Trial Rules of Competition

The Indiana Rules of Professional Conduct, which are adopted by the Indiana Supreme Court, govern the conduct of all Indiana attorneys. The Preamble to the Rules reads, in part:

- A lawyer, as a member of the legal profession, is a representative of clients, an officer of the legal system and a public citizen having special responsibility for the quality of justice. Whether or not engaging in the practice of law, lawyers should conduct themselves honorably.
- A lawyer should use the law's procedures only for legitimate purposes and not to harass or intimidate others. A lawyer should demonstrate respect for the legal system and for those who serve it, including judges, other lawyers and public officials.
- In addition, a lawyer should further the public's understanding of and confidence in the rule of law and the justice system because legal institutions in a constitutional democracy depend on popular participation and support to maintain their authority.

Specific provisions of the Indiana Rules of Professional Conduct require an attorney to: avoid offensive tactics and treat all persons involved in the legal process with courtesy and consideration [Rule 1.3]; not use means that have no substantial purpose other than to embarrass, delay, or burden a third person [Rule 4.4(a)]; and avoid conduct involving dishonesty, fraud, deceit, or misrepresentation or conduct that is prejudicial to the administration of justice [Rule 8.4(c) and (d)].

All participants in the Indiana Mock Trial Program should strive to follow these principles of civility while representing the interests of their clients and can expect the scoring judges to be favorably impressed as a result. The failure to maintain civility should be expected to have a negative impact on the scoring judges.

It will usually be more effective for a witness to respond courteously to the attorneys' questions, not to interrupt the attorney, and to wait while an attorney interposes an objection to the question just put to the witness. It is never a good idea, no matter how disorderly the character being portrayed, for a witness to show disrespect to the court.

As for the attorneys, not only is civility expected, it can be surprisingly effective. Being civil does not mean being a push-over. Stridency often distracts from the inherent forcefulness of the argument being made. Cross-examination does not have to be badgering to be thorough and effective to the point where the witness's testimony is completely discredited; indeed, a badgering tone may only engender sympathy for the witness.

It is expected that students, advisors, coaches, administrators, and parents will, at all times, inside and outside the courtroom, online and in real life, model civil behavior towards and respect for the court, the Indiana Bar Foundation volunteers, and members and supporters of other teams.

Jordan Patel v. Cameron Miller

CASE BACKGROUND:

Note: Case background is for informational purposes only. It is of no legal significance and is used for informational purposes only. It is not admissible for impeachment or any other purpose

Jordan Patel, Bobby/Bobbi Brennan, and Cameron Miller were volleyball teammates at Harmony State University in New Harmony, Indiana. Jordan's personality seems to be caring and friendly, but still with the "jock" mentality. Cameron, on the other hand, tends to have a nerdy, introverted personality, but still athletic. But just because they're teammates, doesn't mean they're all best friends. A riff formed between Jordan and Cameron seems to permeate outside of the court.

As the school year ends, Cameron's friend Morgan DeLuca convinces Cameron to hold a party. The party was supposed to be a chance to host a decent college party (or maybe in some people's views, an epic college party), which was a goal of Cameron before the college career closes. But as college parties can go, this one became overrun with more people than Cameron wanted at the house. Jordan and Bobby/Bobbi show up at the party, with some uncertainty if they were actually invited. Nonetheless, with so many people in the house, they join the party and try to have a good time.

While at the party, alcohol was consumed and an angry confrontation ensued. Jordan was injured and was taken to the hospital. Dr. Alex Diaz eventually found a neck and vertebrae injury and found the injury to be severe and limiting Jordan's playing time as an athlete. Dr. Joe/Jo Strickland, another medical expert, found while Jordan was injured, the injuries healed and are not a longterm issue.

Jordan is now suing Cameron, claiming Cameron to be in violation of the Indiana's dram shop law, furnishing alcohol in a manner that violates the law, and should have foreseen that an injury could have been – and actually was – caused from this action.

STIPULATIONS:

1. This case is a work of fiction. Any references to dates, people, items, etc. is purely for the purpose of creating the mock trial case. No student should conduct outside research to determine if any date, person, item, etc. is actual or matches any date, person, item in real life.
2. This case and materials included within it takes place in a world where COVID-19 does not exist. Any dates occurring where the COVID-19 pandemic has taken place should not reference or worry about COVID-19 restrictions. This does not impact any decision taken regarding the format of the competition itself and the safety of the participants.
3. All exhibits included in the case materials are authentic and accurate. No objections to the authenticity of exhibits will be honored.
4. All witness statements are written statements of fact voluntarily made by the affiant under an oath or affirmation which is administered by a person who is authorized to do so, under penalty of perjury. Each statement must be taken as true and authentic by the witness.
5. All characters in this case are over the age of 21 and of legal age to drink alcohol. There is to be no actual or implied drinking of alcoholic beverages by minors in this case.
6. All witnesses are assumed to be gender-neutral and any occurrences of a gender-specific pronoun used in reference of a character that can be called as a witness is unintentional. Teams should assume the gender-neutrality.
7. Harmony State University is part of the College Utopian League, in which students of any gender can play on each school's volleyball team.

WITNESSES:

The following witnesses are available to be called by the parties. Plaintiff witnesses may not testify or be called on behalf of the defendant. Defense witnesses may not testify or be called on behalf of the plaintiff. Each side must call all three of their witnesses.

For Jordan Patel (Plaintiff):

- Jordan Patel (Plaintiff)
- Bobby/Bobbi Brennan (Friend of plaintiff, eyewitness)
- Alex Diaz (Emergency Room doctor; expert witness)

For Cameron Miller (Defense):

- Cameron Miller (Defendant)
- Morgan DeLuca (Friend of defendant; eyewitness)
- Joe/Jo Strickland (Doctor; expert witness)

EXHIBITS:

Teams in competition may use the following exhibits as allowed via the Indiana Mock Trial Rules of Evidence:

1. Jordan Patel's Emergency Room Medical Record
2. MRI of Patel's neck, taken at the follow up appointment with Dr. Diaz
3. Spine disorder chart found in medical textbooks that all practicing doctors would have access to, explaining the difference between spinal injuries
4. Twitter post from Cameron Miller and Twitter comment by Morgan DeLuca
5. Receipt from Mo's Liquor Store
6. Dr. Alex Diaz's CV
7. Dr. Joe/Jo Strickland's CV

INDIANA CODE:

Note: Indiana Code is provided to assist teams in devising their legal strategies. The plaintiff must accurately prepare its case to meet the legal requirements of the claim beyond a preponderance of the evidence. The defense should prepare its case to counter the charge.

Indiana code is the law as written by the Indiana Legislature and signed by the Governor. For the purposes of Indiana Mock Trial, the trier of fact and law is a jury.

Indiana code is not an exhibit and cannot be cited or referred to in trial, other than noting how each side of the case has or has not met their burden.

IC 7.1-5-10-15.5 Person furnishing alcoholic beverage; civil liability for damages; "furnish" defined

Sec. 15.5.

(a) As used in this section, "furnish" includes barter, deliver, sell, exchange, provide, or give away.

(b) A person who furnishes an alcoholic beverage to a person is not liable in a civil action for damages caused by the impairment or intoxication of the person who was furnished the alcoholic beverage unless:

- (1) the person furnishing the alcoholic beverage had actual knowledge that the person to whom the alcoholic beverage was furnished was visibly intoxicated at the time the alcoholic beverage was furnished; and
- (2) the intoxication of the person to whom the alcoholic beverage was furnished was a proximate cause of the death, injury, or damage alleged in the complaint.

(c) If a person who is at least twenty-one (21) years of age suffers injury or death proximately caused by the person's voluntary intoxication, the:

- (1) person;
- (2) person's dependents;
- (3) person's personal representative; or
- (4) person's heirs;

may not assert a claim for damages for personal injury or death against a person who furnished an alcoholic beverage that contributed to the person's intoxication, unless subsections (b)(1) and (b)(2) apply.

STATE OF INDIANA)	
COUNTY OF POSEY)	SS: IN THE POSEY CIRCUIT
)	COURT
JORDAN PATEL)	
)	
Plaintiff,)	
v.)	CASE NO.
)	74E03-3698-PD-000885
CAMERON MILLER)	
)	
Defendant.)	

JUDGE ORDER

The Court grants the plaintiff Jordan Patel’s request for a jury trial in the matter of civil liability of defendant Cameron Miller in violation of IC 7.1-5-10-15.5.

After considering the briefs submitted by the plaintiff and the defendant, the Court will provide the following preliminary instructions to the jury at the conclusion of the presentation of evidence at this trial and prior to jury deliberation:

1. The duty of the members of the jury in this matter is to determine by a preponderance of the evidence whether the defendant furnished alcohol to one or more persons for purposes of IC 7.1-5-10-15.5(a) and, if so, whether the defendant had the actual knowledge required by IC 7.1-5-10-15.5(b)(1) with respect to such person(s) and, if so, whether the furnishment by the defendant of alcohol to such person(s) was the proximate cause of the injury claimed by the plaintiff and, if so, whether the plaintiff has suffered damages as a result of such injury. The members of the jury are not required to, and may not, calculate the value of any such claimed damages.

2. Should the jury find the defendant liable, the case will proceed to a damages calculation phase, which would occur upon further order of this Court. Neither party should address damages at this time.

Trial shall commence no earlier than February 12, 2022, and continue day to day until resolved.

SO ORDERED

/s/ Judge Charles R. Dunlap

1 **Statement of Jordan Patel**

2 I'm Jordan Patel and just for the record Cameron Miller totally trashed my future. And
3 that's the truth.

4 I'll tell you what this is all about. Cameron, Bobbi/Bobby, and I used to be really close.
5 We were all assigned to the same quad dorm room and supposed to be roommates our first year.
6 Bobbi/Bobby and I are both on volleyball scholarships and Cameron was a walk-on. The
7 University puts all the student athletes together in the dorms and apartments because they have
8 similar schedules. That way you don't have some brainiac chemistry major who studies until 1:00
9 a.m. getting upset with a roommate who is a student athlete and has to get up for practice and make
10 noise getting ready at 5:00 a.m.

11 Starting since we were all freshmen, we were all on the volleyball team: Bobbi/Bobby and
12 I were starters and Cameron rode the bench. One day as hard practice was winding down (one
13 which Cameron didn't do so well at), Cameron yells to the coach "why does a CBD smoking
14 mediocre C+ student like Jordan get to start and an A+ clean hard-worker like me doesn't get a
15 chance to play?" I run over to Cameron and say, "what are you talking about?" Then Cameron
16 smacks my shoulder when they pass by me. I grabbed Cameron's shoulder, because it hurt me and
17 I thought Cameron was going to hit me, and I pushed Cameron away grabbing their shoulder with
18 my hand. The coach tells us to settle down and hit the showers and I thought that was that. Well,
19 apparently it wasn't.

20 I figure Cameron's just a jealous liar. I'm sure Cameron was thinking hurting my reputation
21 would get them my spot. The next day the coach and the assistant coach show up at my dorm room
22 and tell me I'm going over to the Athletic Clinic for a random drug test. After the drug test I'm
23 interviewed by the campus police because Cameron's filed a complaint against me for battery.

24 Long story short the drug test is negative, the police investigation determines no criminal intent,
25 and Cameron is suspended from the team, and then eventually quits. Cameron says they are so
26 devastated that they can't stay in the dorm anymore and the spoiling game show lucky parents buy
27 Cameron a house to live in off campus. My parents earned their money, and they are frugal and
28 responsible. They own a pharmaceutical company, but don't spoil their kids with what their kids
29 don't earn. It's not your typical in-town, starter house either. I think it's a mini-mansion in the
30 nicest neighborhood in town. From that day forward for the next three years, Cameron and
31 Cameron's little entourage take every opportunity to paint me as some violent, substance abusing
32 partying C student. Every allegation they have made against me has been disproven. Oh, and by
33 the way I have 3.9 out of 4.0 GPA.

34 Fast forward to now. Cameron is throwing around some nonsense that I wasn't invited to
35 Casa De Cameron and that I crashed the party. That is so not true. Morgan and Cameron did a
36 massive social media appeal for folks to come to this party and I was on every one of the invites.
37 Also, Thursday before the Saturday party a bunch of us were at Tomatillos, which is a local cantina
38 bar where all the athletes hang out. Morgan climbs up on a table and says, "Hey everybody!
39 Saturday night from dusk 'til dawn! Party at Cameron's place! The host with the most! Come
40 one come all!" I was right there in front of the table. Morgan went on to say, "but remember it's
41 21 and over, we're going to do some legal drinking." At no time did Cameron say I wasn't invited.
42 Cameron and I definitely made eye contact as Morgan was giving the announcement. Cameron
43 saw me there and knows I'm over 21. I thought maybe this is some kinda apology and a truce. I
44 saw the invitation on Twitter as both Morgan and Cameron posted something about it. It seemed
45 like the party was going to be a big deal.

46 As the week went on, I thought it over and was leaning toward not going, but Bobbi/Bobby
47 didn't want to go alone. The party was supposed to be 21+ so there won't be any amateur drinkers
48 to cause trouble and promised we'd leave by midnight. I figured if Cameron or Morgan still had
49 a major problem with me, they wouldn't have invited me.

50 So Bobbi/Bobby and I take a Lyft out to Cameron's. This house is enormous and has a
51 room off the front entrance that is this huge bar. Can you imagine parents gifting a college student
52 a house with a huge bar? There was a keg behind the bar. Bobby/Bobbi and I scoped out the house
53 and the yards. There was also a setup with a keg outside. Morgan and Cameron setup quite a "food
54 and beverage bonanza." At least that's what Morgan was calling it.

55 As soon as I walk into the room, there is Cameron running around with a pitcher of beer
56 topping off everyone's drinks. Bobbi/Bobby and I each get a fresh cup of beer from the bar, and
57 Bobby/Bobbi heads outside. I'm hanging inside talking to a couple of teammates who are asking
58 about the fact that I was asked to join a major professional beach volleyball league on the west
59 coast. I told my teammates I deferred the pro opportunity because I really want to help our team
60 win the college championship. So that was the plan. Win the college title, graduate and turn pro.

61 I continue to explore around the house. I was amazed. This place was large. I went upstairs
62 to see all the rooms. One room looked like a real dork's room. Bed was unmade. LEGOs were
63 spread all over the floor and table. What college kid still plays with LEGOs and can't make their
64 bed?

65 I'd only been there an hour or so when the party was starting to get way out of control. I
66 start to head outside, and Cameron comes whizzing by with another pitcher of beer, fills up my
67 cup and pushes the pitcher into my chest and then runs toward the stairs. I start after them to give
68 the pitcher back and ask what's up when Cameron stops at the bottom of the stairs. I watch

69 Cameron say something to one of the Morgan/Cameron minions. There's this group that idolizes
70 Morgan and Cameron it's like a 6th grade bullying cabal. Like the kids in middle school who pick
71 up their trays and leave a table if an uncool kid sits down. I saw them looking in my direction and
72 whispering. I go outside. I thought Cameron was cool with me being there, but obviously it's just
73 a desire for some kinda cred for throwing a party, but no responsibility when it's going south.
74 Cameron just skips upstairs. Then I saw one of Cameron's little minions come toward me and
75 block my path as I tried to walk outside. I told the little minion to get away from me, but he kept
76 following me around the room bumping into me, bumping my shoulder and my back. He said,
77 "Cameron doesn't like you being here, so why are you still here?"

78 At one point he got behind me and started thumping the middle of my back and saying,
79 "how's that spine doing?" I turned quickly towards my right to try to shake him off me. I think I
80 heard something kinda grind or snap in my back. I fell to the ground. My eyes welled up in pain
81 and in embarrassment that he was being so mean. I just wanted to get out of there. I headed toward
82 the back door to go through the house, but there were too many people, I went around from the
83 backyard to the front yard. I didn't go back into the house. When I got to the front yard someone
84 asked if my back hurt and offered to call an ambulance. I said no, I just wanted to get out of there
85 and feared for my safety. As I was walking away, I swear I heard Cameron shouting "little wimp
86 can't even take a congratulatory pat on the back for that whole beach volleyball thing." It was
87 Cameron's voice, it seemed uncharacteristic because Cameron always wants to appear to be the
88 good nerdy kid. I mean... just acts like a Poindexter nerd, but gossips with the minions to get the
89 dirty work done. Of course, Cameron was milking tons of sympathy because they tripped or
90 something in a freak way and hurt their arm earlier in the week, so Cameron had to rely on those
91 minions. And Morgan is Cameron's general who ensures that the desired destruction happens.

92 Plus, Cameron had a few beers, so it doesn't surprise me that came out of that mouth. Cameron
93 cannot hold their booze.

94 I walked a little bit just to get away, then called for a Lyft to take me the rest of the way
95 home to the dorm. I was in so much pain. As I got out of the car, I ran into Bobbi/Bobby, literally,
96 as Bobby/Bobbi was also getting out of a car. All the sudden I have extreme sharp pain in my
97 neck and down my arm. I also felt like every muscle in my body was constricted. The pain is so
98 bad I start to feel like I'm falling, and Bobbi/Bobby grabs my arm to hold me up. Bobby helped
99 me back into the car and got me to the ER.

100 By the time I got admitted to the ER, I was in excruciating pain. I knew I had a few to
101 drink at the party, so the alcohol was probably numbing some of the pain, but I was in PAIN
102 nonetheless. They ran a few tests and gave me a neck brace and a follow-up appointment. I asked
103 the ER doctor if someone bumping my shoulder and continually thumping my middle back could
104 cause these injuries, and the doc replied yes. I was told to take it easy, rest, and relax and let it
105 heal.

106 The follow-up appointment was a month or so later and I received nothing but bad news.
107 They found I have degenerative disc disease (DDD) and whiplash, which added 6 months of
108 physical therapy and muscle relaxers. I just tolerate the pain because I'm not going to put myself
109 in a position to be a pill junkie. The doctor says I won't get addicted to the type of medication I'm
110 on, but I won't risk it. Of course, my volleyball career is over thanks to Cameron, but my life
111 doesn't have to be a disaster.

112 Thanks to Cameron and their idiot drunk friend I have tingling if I sleep on my right side,
113 I have weakness and numbness in my lower back, and even after months of physical therapy I
114 cannot lift my left arm above my shoulder, which makes it impossible to play volleyball. We are

115 in the Utopian League's volleyball off-season now, so this would be even harder for me mentally
116 if I had to miss games immediately. But this is going to mess up my career¹. Professional beach
117 volleyball players can make up to \$160,000+/year and at minimum will be paid \$60,000, which is
118 guaranteed by the league thanks to a sweet television deal on Fox Sports. Cameron ruined that for
119 me by getting their drunk friend to hurt me. Their little minion wouldn't have been able to ruin
120 my career if Cameron hadn't liquored them up and got them to mess with me.

¹ Sentences inserted compared to previous version via Q&A #2

1 **Statement of Bobby/Bobbi Brennan**

2 My name is Bobby/Bobbi Brennan. I live in the Lawson Hall dorm and attend Harmony
3 State University. I have played on the same volleyball team as Jordan Patel since we were little
4 kids. We have always done everything together for as long as I can remember. Jordan and I both
5 play for the university, and although I might not like to admit it, Jordan is a little better than me.
6 Jordan always talks about professional volleyball, and I think Jordan even got an offer to play pro
7 somewhere on the West Coast. I don't keep up with who goes pro or who does what, I don't really
8 see a future in volleyball for myself.

9 Jordan and I got an invitation to go to a party Cameron was throwing at their house. I saw
10 the open invitation on Twitter. I was definitely shocked, but I was not about to let Jordan turn the
11 invite down. Now, this was not a normal occurrence. I heard that Cameron's parties had quite the
12 reputation for being pretty rambunctious and epic. Cameron has their own place off campus, so
13 they don't have any RA or campus security to answer to. I hadn't actually been to Cameron's
14 house, but, c'mon, it's a party house! When I first saw Cameron's house, I was taken aback by its
15 size. I had heard the rumors, but for a student to own a house like that was just insane to me.
16 Cameron didn't even live near any of the other student housing. It was like Cameron lived in a
17 nicer area of town that students just couldn't afford to live in.

18 Saturday night started pretty normally as most college parties do. Everyone knows that
19 things tend to get a little bit more aggressive and out of hand as the time passes late into the night.
20 People start to lose their control when they start drinking, which is why I always try to moderate
21 myself. Being a college athlete, I have a reputation to uphold for my university. Cameras, cell
22 phone cameras to be more specific, are everywhere, if I was seen too drunk at a party, I would run
23 the risk of losing my scholarship, and throwing away everything I worked for. I've had to work

24 hard for everything I have. I don't think Jordan has the same hesitancy about drinking that I do.
25 It is not like I have ever seen Jordan *drunk* in all the time I have known Jordan, but I rarely saw
26 Jordan at a party without a drink in hand. Maybe Jordan can control the alcohol intake better than
27 I can. It's a little embarrassing, but it's not exactly a secret. My teammates will not miss a chance
28 to remind me of my nickname: Buzzed Lightyear. (Long story. Not getting into it.)

29 That night when we arrived, Cameron was obviously providing all the alcohol. There was
30 a keg of beer already set up in the backyard and one inside for everyone to help themselves from.
31 It makes a lot of sense to have a keg considering how many people were at the party, but there was
32 really no control of it and people were taking advantage of that. There must have been hundreds
33 of people in this backyard lost in the sauce. I couldn't tell who was serving anybody drinks, but it
34 looked like it was just a serve yourself type situation. That was just stupid from Cameron. What,
35 you think college kids aren't going to overdo it when there's endless free beer?

36 After we arrived at the party, Jordan and I separated. I saw some old friends that I did not
37 know attended Harmony State. Of course, I had to catch up with them. We talked about our old
38 travel teams throughout high school and some shenanigans we were involved in.

39 At some point, I remember I looked around for Jordan, but wasn't to be found. I had no
40 reason to be worried or think anything bad could happen in the short time we were separated, but
41 I was really wrong. I heard a loud crash followed by a bunch of yelling and what sounded like
42 Cameron. Cameron was shouting at someone telling them to get out. At this point, I did not know
43 that Jordan and Cameron were going at it, I thought it was just Cameron being Cameron again.

44 Jordan is not a confrontational person, but isn't a pushover either. Jordan won't back
45 down when someone challenges them.

46 Yes, I convinced Jordan to come to this party. Jordan was hesitant because of their
47 interactions with Cameron in the past, and I should have listened. I do feel a little guilty, but this
48 whole mess is still totally Cameron's fault though, don't get me wrong. We just should have stayed
49 away from that jerk. I didn't hear or see how the argument started in the first place, I just learned
50 from some of Cameron's goons that Jordan left after Cam apparently destroyed them with facts. I
51 don't think that means anything other than Cameron being loud and drunk, but I would not just
52 take the word of someone who obviously is going to blindly support Cameron. I wanted to find
53 what truly happened, so I kept asking around the party. It all comes down to Cameron being a jerk,
54 as always. Cameron had set up a network of minions to basically make Jordan's life as miserable
55 as possible until Jordan left. Punching Jordan, pushing Jordan, insulting Jordan, every middle
56 school tactic that Cameron was getting their loser friends to do. I would have called out Cameron's
57 BS and handled it if I had seen it, but luckily for Cameron's squad I didn't.

58 At this point, I was pretty upset with how the party went down. Cameron did not really
59 seem to care about who came to their own party considering Cameron let friends harass people at
60 the party. So much for the legendary party that we thought we were getting.

61 I had not seen Jordan in what felt like hours, so I had to ask Cameron if they had seen them.
62 I could smell the alcohol on Cameron's breath when they were talking to me so I could tell
63 Cameron had been drinking. I don't know how much Cameron had to drink, but considering
64 Cameron provided kegs for the party, I knew there was a plan to have a long night. Cameron was
65 giving me non answers, then one of their friends piped up and said something like Jordan ran home
66 to change their diaper. I was super angry about that, but I couldn't focus on anything until I knew
67 Jordan was OK. Cameron was not interested in taking any of the blame for the party they were
68 hosting. I kept being told everything was somehow Jordan's fault; that Jordan should have left

69 earlier. Maybe at that point the host was too drunk to do anything to fix the direction the party was
70 headed in.

71 Cameron was the one responsible for Jordan's injury, I have no doubt about that. Cameron
72 was the one being irresponsible with their own party, overserving everyone, and allowing all of
73 this to happen. Cameron should have been checking how much people were drinking and trying
74 to moderate who came into the party, but Cameron was not doing that. I noticed multiple people
75 congregating around the kegs that looked like drunken zombies. Then on top of all of that to kick
76 us out of the party without checking to see at all if Jordan was ok. That just stings. Especially from
77 someone who you used to be friends with.

78 When I finally decided to leave, I had given up trying to find Jordan. I realized I may have
79 been running through doomsday scenarios and panicking myself, but that's just me sometimes. I
80 wish it was another one of those times. I ordered my Lyft and headed back to my place.

81 As it turned out, Jordan and I got back to the dorms one right after the other. I ran up to
82 Jordan to see if they were ok. Jordan didn't look good. It had been hours since I had seen Jordan.
83 Good thing I decided to run because Jordan collapsed when I was a couple feet away. If I were not
84 there to catch them, their injury could have been much worse for sure. I knew right away that I had
85 to get Jordan to the hospital. Their life and career were on the line.

86 The time it took to get Jordan to the hospital felt like it was an eternity. Jordan wasn't
87 saying anything, and almost seemed to be out of it. Jordan was not themselves at all during that car
88 ride. I was trying to find out if they were drunk, but it wasn't important at the time. Jordan smelled
89 just like Cameron did, but I would bet it's because one of Cameron's henchmen poured a beer on
90 them. Like I know Jordan, and Jordan just won't drink that much to oblivion. Jordan probably
91 wasn't talking or reacting to me because of how much pain they were in. Yeah, that has to be it.

92 I didn't stay in the hospital and wait, I thought that was a little overkill. But I was really
93 curious to hear if Jordan was going to be fine. Well, everyone on the team got their answer. Jordan
94 was really injured and basically forbidden by the doctor to play volleyball. Well, I think it was the
95 doctor, maybe like their physical therapist or something. Either way, Jordan hasn't laid down a
96 solid spike since the night Cameron spiked thier... drove a spike into...uh, ruined their career.
97 Jordan would have been so loaded being a pro and could have taken me on so many vacations, and
98 maybe even gotten me a spot on the team if I played my cards perfectly. I just think that may have
99 been too much for Cameron. Not only not being anywhere near as good as Jordan, but not as rich
100 as them either anymore. On top of the way Cameron was acting towards Jordan and what Cam
101 made their friends do that night, I think it is obvious that Cameron wanted Jordan out of the way.

1 **Statement of Alex Diaz**

2 My name is Dr. Alex Diaz and I am a neurosurgeon and serve as the Chair of the Surgery
3 Unit at New Harmony Hospital in New Harmony, Indiana. My educational background is
4 described in my curriculum vitae. I attended DePauw University for my undergraduate work
5 where I majored in Biology and earned a bachelor’s degree. I then attended Indiana University
6 for medical school. After graduation I accepted a position at New Harmony Hospital. My
7 responsibilities today include supervision of an incredible team of doctors who are working at the
8 top of their profession. I have received a number of personal honors in my career, but I have
9 always seen my role as part of a team whose goal is to provide top notch treatment to our patients.
10 We meet that goal on a daily basis. I occasionally am asked to review records and testify in court
11 as a medical expert and have done so periodically. When it does happen, I charge \$500 per hour
12 for my services when hired. To be honest, I kind of like being the expert in a trial. Makes me feel
13 all fancy and important outside of my hospital.

14 I was working the overnight shift on Saturday May 2 into May 3. It’s a weekend, near a
15 college campus, at the end of the school year. I had already braced myself for a doozy of a night.
16 I ended up getting called for a consult on a patient, Jordan Patel. The attending ER physician had
17 completed the initial examination of Patel who presented with complaints of weakness/numbness
18 in the arms, lack of coordination, and difficulty walking. The ER records did not reflect it, but I
19 heard one of the attending nurses commenting that Patel “smelled like a brewery.” The ER
20 physician had already stabilized Patel’s neck, confirmed vital signs were good, and confirmed
21 Patel had no difficulty breathing.

22 Patel told the ER physician that they had attended a party at a home near Harmony State
23 University. While at the party, Patel had several beers and got into an altercation with another

24 guest. Patel did not recall how many beers were consumed but said that they were was not drunk.
25 Patel said they could handle drinking a few beers. A drug test was administered in the ER. The
26 test results were negative except for alcohol.

27 A blood alcohol test measures the amount of alcohol in your blood. When you drink an
28 alcoholic drink, it is absorbed into your bloodstream and processed by the liver. Your liver can
29 process about one drink an hour. If the subject is consuming beer, a drink is normally defined as
30 12 ounces of beer. Some types of beer, though, can have a higher-than-average alcohol content.
31 This is often true of so-called “craft” beers. If you are drinking faster than your liver can process
32 the alcohol, you may feel intoxicated. The effects of alcohol can vary from person to person
33 depending on various facts and how much food you ate before drinking. Blood alcohol levels are
34 measured in blood alcohol content (BAC). An individual is sober with a 0.0 percent BAC and an
35 individual is legally intoxicated with a 0.08 percent BAC. A person who is very impaired can have
36 difficulty walking and speaking. Patel’s BAC was 0.12 percent. The ER physician told me that
37 Patel appeared intoxicated when Patel first arrived at the ER but, by the time I saw Patel, Patel did
38 not appear to be intoxicated and was not showing any signs of impairment.

39 Patel presented at the ER claiming to be at level 10 on a pain range of 1-10. The admitting
40 ER physician noted that Patel seemed confused and was having difficulty walking on their own.
41 The back, shoulders and neck were bruised. After the ER physician’s initial examination, I was
42 called for a consult.

43 I spoke to Patel to get some background for diagnosis and treatment. Patel described being
44 attacked by someone at a party. Patel said the person slammed into their shoulder and back several
45 times before beginning to beat Patel on Patel’s back. Patel claimed that Cameron Miller set up the
46 attack and watched and laughed as one of Cameron’s “minions” beat Patel’s back up and down

47 their spine. Patel was still a little unclear, but recalled falling to the ground and hitting the back of
48 the head as a result of the hits.

49 Medical records reflect that several years ago, Patel had previously been treated for back
50 spasms. The prior diagnosis was a small cyst on Patel's spine. It was removed without incident
51 through outpatient surgery, but recovery required extensive physical therapy. Records reflect a
52 complete recovery with no impairment

53 Patel said they were not initially concerned about the soreness felt because they had
54 experienced the same type of soreness from an injury suffered while playing volleyball last year.
55 Following the volleyball injury, Patel did not receive any medical treatment but simply "took it
56 easy" and the soreness seemed to go away.

57 Patel seemed anxious about being in the ER and the security guard on duty and kept looking
58 over toward the guard. Jordan asked once if the security guard had the authority to arrest people
59 or if it was a private hire. I honestly didn't know; Never thought about it. I'm guessing there was
60 a concern about being arrested for public intoxication, but that was never fully admitted that to me.

61 After talking to Patel, it was clear to me that they were concerned that reporting an injury
62 to the shoulder (not to mention drinking) could impact the volleyball scholarship at the University.
63 Patel said they did not initially come to the ER, but just wanted to get away from the party and did
64 not want to wait around for an ambulance. Patel said no one at the party offered to help. Patel
65 planned to rest and, hopefully, recover for the start of volleyball practice the following week. Patel
66 said they were dropped off by the dorm but never made it in. There was such excruciating pain
67 and would have fallen to the ground if this friend was not there to catch the fall. At that point Patel
68 was having difficulty walking and was somewhat disorientated.

69 After learning of Patel's complaints, I immediately ordered an x-ray of the neck and left
70 shoulder. An x-ray can show abnormalities in the spine that may indicate a cervical spine injury.
71 X-rays can show the bony structures of the spine which provides information on spinal alignment,
72 presence of arthritis, disc degeneration, and fractures.

73 The neck is part of a long flexible column known as the spinal column or backbone. The
74 cervical spine is that portion of the spinal column that consists of seven bones (vertebrae) which
75 are separated from each other by discs that allow the spine to move freely and that act as shock
76 absorbers. These are commonly known as C1-C7. These vertebrae protect the spinal cord running
77 through the cervical region of the spine and provide support for the head and neck. In children,
78 the discs are about 85% water. The discs naturally lose hydration during the aging process. It is
79 not unusual for the disc's water content to fall to about 70% by age 70. As the disc loses hydration,
80 it offers less cushioning and becomes more prone to cracks and tears. A disc is not able to repair
81 itself because it does not have a direct blood supply. As such a tear in the disc will either not heal
82 or will develop weaker scar tissue that has potential to tear again.

83 The most common cause of cervical vertebrae injury and spinal cord damage include a
84 spinal fracture from diving accidents and sports, but other common causes include trauma and slip
85 and fall incidents. Unfortunately, there is no treatment which will completely reverse the spinal
86 cord damage at the C3-C5 levels. Instead, medical care is focused on preventing further damage
87 to the spinal cord and utilization of remaining function. Current treatments include surgery to fuse
88 the spine and decompress the nerves, the use of anti-inflammatory drugs, and physical therapy.

89 The neck x-ray in the ER was normal. It revealed a normal spinal curve and no fractures.
90 I recommended that Patel wear a neck brace for 30 days as a precautionary measure. I also

91 instructed Patel not to engage in any sports activity during that time. I instructed Patel to make a
92 follow up appointment if pain or discomfort persisted.

93 Patel presented at the follow up appointment on June 1 complaining of continued soreness
94 and discomfort. At that time, I ordered an MRI (magnetic resonance imaging). An MRI is a
95 diagnostic test that produces images of body structures using powerful magnets and computer
96 technology. An MRI can show the spinal cord, nerve roots and surrounding areas as well as
97 enlargement, degeneration, disc herniation, infections and tumors. The MRI can also show an
98 injury to the shoulder's soft tissue, labrum, and rotator cuff. It is a non-invasive and painless
99 procedure. The scanner typically resembles a large tube with a table in the middle which allows
100 the patient to slide in.

101 The MRI revealed degenerative changes suggesting the existence of mild degenerative disc
102 disease ("DDD") and a mild disc bulge. While DDD is not always painful, it can suggest that a
103 patient is predisposed to a painful spinal condition. Degenerated discs may predispose them to
104 injury in a traumatic event. While the diagnostic injury did not reveal a disc herniation, a slight
105 right-sided disc bulge was evident at the C4-C5 level. The bulge didn't appear to be compressing
106 on the spinal cord. Patel did not appear to have a spinal cord injury, but did exhibit classic whiplash
107 symptoms consistent with a severe beating of the back.

108 An altercation like the one described by Patel is the type of traumatic event that can result
109 in injury to degenerated discs. Studies have shown that a plurality of adults have no symptoms
110 related to degenerative disc disease even though a high percentage of those adults show signs of
111 disc degeneration on an MRI somewhere on the spine. Although nearly everyone eventually gets
112 cervical degenerative disc disease with age, an injury to the spine, such as a herniated disc, can
113 sometimes start or accelerate cervical degenerative disc disease.

114 A bulging disc in the neck can occur when a spinal disc slips out of place. This can lead
115 to a herniated disc in which damage causes the inner substance of the disc to leak out resulting in
116 pain. To be clear, a bulging disc and a herniated disc are two different things. A herniated disc is
117 a fully ruptured disc. A bulging disc can eventually become a herniated disc. A bulging disc can
118 cause severe pain in your neck as well as your shoulders, chest and arms. It may also cause
119 numbness or weakness in your arms or fingers.

120 It is my conclusion that Patel suffered a moderate to severe cervical spine injury. Cervical
121 spine injuries can be classified as mild (for example, contusions, strains); moderate (for example
122 sprain); severe (for example dislocation); and dangerous (for example, fracture or spinal cord
123 injury). DDD contributed to the injury, but DDD did not cause the injury. Trauma to the neck
124 resulting from an altercation caused Patel's injury. The mechanism of the injury is similar to a
125 whiplash injury. When Patel was beaten on the back and knocked to the ground, the head whipped
126 back striking the ground and exerting a whiplash type of force on the structures of the neck. The
127 pain that Patel felt in the shoulder appears to have been pain radiating from the neck.

128 Patel had sufficient range of motion at our follow up appointment to stop wearing the neck
129 brace, but I still recommended that Patel not play volleyball for an additional 4 weeks in order to
130 allow the injury time to heal. It is likely that Patel will fully recover but, at this point, it is
131 impossible to predict. Patel may continue to suffer pain and some level of impairment. Patel told
132 me there was a concern for a loss of a scholarship if they weren't playing, but I replied that it was
133 needed to avoid the possibility of additional physical contact. Exercises like running, jumping or
134 anything that involves sudden sharp movements can greatly increase an individual's pain and slow
135 down recovery. If the neck was reinjured, it could cause permanent injury or accelerate cervical

136 degenerative disc disease. Not only could Patel lose the opportunity to play volleyball for the
137 season, but additional damage could also result in lifelong problems with the neck.

138 There are a number of treatments available for a bulging disc. Conservative treatment of
139 rest and medications is often enough to heal a bulging disc. Anti-inflammatory drugs such as
140 ibuprofen are often used with muscle relaxers or narcotic pain relievers prescribed for more severe
141 pain. Given the level of pain Patel was experiencing, I prescribed muscle relaxants and
142 recommended physical therapy over a 6-month period. If Patel's condition does not improve
143 during that time, I would consider cortisone injections into the spine or surgical procedures. I
144 would note, however, that only about 10% of people with bulging discs ultimately require surgery.

1 Statement of Cameron Miller

2 This is a joke and a nightmare. Well, actually, let me back-up. This proceeding is not a
3 joke, to be clear. I have profound respect for the legal system. How could I not? My great
4 grandfather was Justice Robert H. Jackson, for goodness sakes! And I've seen *To Kill A*
5 *Mockingbird*. The courts are the "great levelers" aren't they? Rather, it's a joke that I even have
6 to give this witness statement. Is the United States now so full of litigious opportunists that a
7 college kid can't throw one party without a Saul Goodman-style huckster trying to ruin their future
8 earnings potential? Should every adult in Indiana now require their guests to sign liability waivers
9 before they come inside their home for a cocktail party? How does a tort regime like that properly
10 assign risks and rewards? Here's the truth: I was in way over my head when I threw that party.
11 But it's not against the law to be in over your head. Just ask Billy Garcia.

12 I've been a student at Harmony State University for three years (I'm 21 years old), where
13 I'm enrolled in the PPE program (politics, philosophy, and economics). I also used to play for the
14 school's volleyball team. I don't anymore, but I'm still close with many of my former teammates.
15 After college I want to pursue a career as a YouTuber! The dream is to publish videos for the
16 general public that educate on all things law-related: that ScarJo lawsuit, Supreme Court cases,
17 why the separation of powers remains humanity's greatest protector of liberty (!), whether Elle
18 Woods actually would have been able to practice without a license in *Legally Blonde* (almost
19 certainly not). You get the idea. That's my dream. Now that dream is in jeopardy because of this
20 Star-Wars-Episode-2-quality lawsuit. I don't need a record of civil liability following me my
21 whole life.

22 Over the course of my three years, I've held several gatherings with some of my former
23 volleyball teammates, but I've thrown a grand total of ONE party. ONE (!!!) That's how unlucky

24 I am: the one and only party I threw led to a lawsuit. That's some Charlie Brown style irony. I've
25 read the filings that Jordan's lawyers submitted to the court, and they're practically libelous. They
26 make me out like I'm Tony Stark in Iron Man II: totally unhinged. You want to know what I do
27 on the weekends? Here's what I do: I sit in my house, alone, and build LEGOs at my kitchen
28 table. I have some epic LEGO sets. I'm working on a full-scale Death Star now.

29 Actually, I shouldn't say "alone" because I do always have my loyal English bulldog,
30 Rufus, with me (totes adorbs, like that bulldog that cameo-ed in Silicon Valley). And then, besides
31 LEGO-ing, every once in a while, I rewatch a Survivor season (I'm a big fan! I love Season 42 in
32 particular -- I have a thing for one of that season's contestants). But, basically, despite what
33 Jordan's lawyers would have you believe, I am simply a boring person who builds LEGOs and
34 watches Survivor: the college equivalent of a shut-in cat lady. That type of person isn't reckless.
35 I am BORING. B-O-R-I-N-G, boring!

36 But let's talk about what's most relevant: the infamous party. The first thing you should
37 know is that I didn't even want to throw it. As I said, I had never thrown a party before in my life
38 -- in high school or in college -- until I hosted the one that landed me in this fiasco. I got talked
39 into it by my best friend, Morgan DeLuca. Morgan has always been adventurous. Morgan is a
40 risk taker. And, in that vein, Morgan had tried (dating back to high school) to convince me to
41 throw a party. Morgan had always failed, of course, but -- like Doctor Strange facing off against
42 Dormammu in an infinite time loop -- each of Morgan's pleas, little by little, chipped away at my
43 mental resistance.

44 I finally gave in on Thursday, April 30, 2020. The two of us had just rewatched S28:
45 *Cagayan* for the umpteenth time, before going to Tomatillos to grab some burritos. S28 is my
46 favorite season, and burritos make me happy. I was in a good place, totally vibing. (Morgan really

47 did have impeccable timing.) “Cameron, life is all about accumulating experiences” Morgan said,
48 “and, at college, there’s a bucket list of them.” I was following that. Very existential. I liked it.
49 Then Morgan went for the hard sell: “Don’t hate me for saying this. But... geeze.... you’re kind
50 of dull. I love you, but it’s true. Don’t you want to check-off the biggest college bucket list item
51 of them all, and throw this semester’s biggest rager?” There was a point there. And, when Morgan
52 told me that, if I paid for it, they would take care of everything (“I’ll buy all the beer! I’ll buy all
53 the solo cups! I’ll get the ping pong tables set up!”) I was finally convinced.

54 I set the date of the party for Saturday, May 2, 2020. Despite Morgan’s desire to host a
55 bacchanalia, I wanted to keep it small -- limited to, say, 50 people. Morgan asked to use my social
56 media accounts to get the word out, and I said yes and handed over my phone. I was already
57 logged into my account, so I didn’t have to hand over the password too. I know it’s boring, but
58 the @CamMiller12 handle I use is what autogenerated when I first got on Twitter. Well... Morgan
59 posting that may have been a mistake -- I should have remembered that Morgan is really good at
60 social media marketing. But let me be clear, I did not want it to be an open invite. If it devolved
61 into an “all are welcome” scenario, that was against my will.

62 To my alarm, Morgan then stood on the table in the restaurant and screamed there was a
63 party at my house that weekend and everyone’s invited. I scanned the room in horror to see how
64 many people saw and heard this announcement. The place wasn’t very crowded at this time, and
65 I guess it kinda looked like no one was paying attention, which helped ease my nerves. It’s not
66 something totally out of the ordinary to have a ruckus at Tomatillos. But it still scared me that this
67 could get out of hand. Who knows who heard that and will take Morgan seriously for this?

68 I live at 19 Lake Place. In fact, I actually own the house (the title is in my name!). My
69 Dad won some money on a game show years back, and then invested his winnings to invent and

70 sell a special bowl for cereal eating. (I know that sounds weird, but the Cinnamon Toast Crunch
71 fandom is fanatical (Can you blame them?)). Needless to say, we haven't wanted for anything
72 financially, and he thought buying a house would actually be cheaper than paying for me to live
73 on campus. I'm not quite sure how that math works out, but, hey, I got a house out of it, so I didn't
74 press it. And in the future, I'll rent it out to students after I graduate, to have some supplemental
75 cash flow. My place is maybe a mile outside of campus, in a nicer part of town, but still very
76 accessible. There's a liquor store ("Mo's") three blocks away (that's where Morgan told me where
77 the keg was purchased).

78 The houses in the neighborhood are spread far apart. And it has a spacious backyard, and
79 Morgan set the keg up back there. Five or so friends of Morgan joined to help with the set-up (I
80 don't know where they all came from, but I was grateful for their help). At first, I was annoyed
81 that Morgan had used the credit card I gave to them to buy a keg, rather than, I don't know, some
82 cans of Bud Light or something? But I guess a keg is the best bang for your buck. And, as Morgan
83 said, "If you keep it outside, you won't have to worry about people spilling alcohol on your floor!
84 No sense in paying for people to wreck your place." I helped set-up a little, but I had dislocated
85 my right arm in a freak tripping incident a few days before the party (It had to be popped back in
86 the socket -- really gross!), and so I needed to be careful lifting things.

87 Does it sound like I was a passive participant in this whole debacle? Well, that's because
88 I was. Stupid bucket list sales pitch. Morgan and friends pretty much took the party idea and ran
89 with it. I should have ignored Morgan.

90 People started showing up at 7:00 p.m. Two hours later, it had grown far above my poor
91 power to control. There were around 150 people. Morgan (or one of thir posse) had set up a bar
92 inside, defeating the purpose of keeping all the alcohol outside (and protecting my poor floor from

93 spillage). Music blared from some outdoor stereo that Morgan (or a guest?) had conjured from
94 somewhere. Like Ron Swanson in a post-Leslie Knope Pawnee Parks Department, I saw faces I
95 didn't recognize everywhere I looked. I did the only thing I could think of: I walked around and
96 poured beer out of a pitcher I had found in my kitchen, saying (over and over and to no one in
97 particular) "Be careful! Be careful!" But I don't think anyone really heard me, and, for the most
98 part, people just helped themselves out of the keg. Another scary thing happened shortly thereafter.
99 I was pouring beer for someone (out of the keg's spigot and into a solo cup) when some nutso
100 almost knocked the whole darn thing over (she bumped into the keg while walking around on her
101 palms, like Ty Lee and Bosco from ATLA). I kept the keg from falling over by using my good
102 arm to catch it, but in hindsight I should have just let gravity save me from this lawsuit.

103 The sun set that day at 8:57 p.m., and nautical twilight only lasted until 10:07p.m. (there
104 are actually three types of twilight, look it up). I know it seems odd that I would know this, but I
105 was studying it in one of my science classes. I thought that, after nautical twilight ended, people
106 would go elsewhere because there wouldn't be any light to see in the backyard. But, to my horror,
107 Morgan, with a red solo cup in their hand, started directing people inside my house, yelling (with
108 a noticeable slurring of words) "We're just getting started!"

109 I went inside after Morgan made the proclamation, and I proceeded to spend the next hour
110 frantically doing my best to keep people from desecrating the place. Can you believe that I actually
111 saw a person spit something into my sink? MY SINK!!!!??? Who spits in a sink? At least excuse
112 yourself to go to the bathroom. I think it was around 11:00 p.m. when I first came across Jordan.
113 I walked up to my room and there Jordan was, jumping on my bed! A grown college student
114 jumping on a bed. You can't make this stuff up. Upon seeing me, Jordan quickly stopped. But
115 when Jordan stepped down off of my bed, they slipped and -- to my horror -- fell face first into my

116 most prized possession: LEGO 10276, aka, the LEGO Colosseum. This is the second largest
117 LEGO in the world by piece count (9,036 pieces of glory). I'm not exaggerating, it took me months
118 to save up for it. (I am a budgeter and a saver who tracks all of their expenses on a Google sheet,
119 quite fastidiously.) Building the LEGO Colosseum was, aside from this lawsuit, probably the most
120 exciting thing that's happened to me in the last three years.

121 My LEGO did not survive contact with Jordan Patel's face. Pieces scattered everywhere.
122 The minifigs flew across the bed. Watching it ... I was traumatized. To make matters worse,
123 Jordan didn't even apologize. Jordan just stood up (rather quickly, I might add), brushed themself
124 off, and laughed. "Whoaaaaa! I guess I should be more careful next time I bed jump!" Jordan
125 grunted. At that point I lost it. "What the hell were you thinking coming into my room uninvited?"
126 I screamed. "What are you, like, Dobby the house elf, sneaking into a person's room and jumping
127 on their bed? That LEGO you wrecked is probably worth more than your entire life, you idiot!
128 Get out!"

129 I stayed in my room the next hour while the party raged on. Maybe I should have been out
130 there monitoring the crowd, but at that point only my LEGOs mattered. I spent those 60 minutes
131 crawling around on my hands and knees, looking for as many of the 9,000+ pieces that I could
132 find. There's nothing worse than missing one piece for a LEGO build -- that one missing piece
133 nags at you like the eponymous Fly in Breaking Bad.

134 Anyway, after my hour of therapeutic LEGO-piece-searching, I heard a ruckus. Yelling
135 and screaming and thumps and the like. I raced down the stairs, horrified at what new emergency
136 I'd face this time -- an inflated Aunt, maybe? And, what do you know, I found Jordan Patel on
137 the floor of my living room. Jordan's legs were along the ground, but their back was up against
138 the wall. Jordan's nose was bleeding. Another person stood over Jordan, and I quickly surmised

139 that the two had gotten into an altercation. Jordan's friend, Bobby/Bobbi Brennan, raced forward
140 and helped Jordan up from the ground. I know, now, that Jordan says that their spine was injured
141 in the fight, but, from what I could see (looking past the four or so people in front of me), Jordan
142 didn't even limp as they stood up. Exasperated, I said something like "I can't believe you got in a
143 fight man! Was jumping on my bed and ruining the Colosseum not enough for you?" Jordan
144 looked at me, shrugged their shoulders, and walked off with Bobby/Bobbi. Other than the bloody
145 nose, I did not think Jordan was hurt. If Jordan really had been, I would have called an ambulance
146 -- not because I liked the person, but because that's how Dad raised me: help people when they're
147 injured.

148 After Jordan walked off, I spent the next hour sitting in a chair in my living room, internally
149 hoping that this nightmare would come to an end as the partygoers milled about me. Finally,
150 around 1:00 a.m., everyone had gone (even Morgan). It was finally over.

151 In closing, I want to be emphatic about a few things. One: I did not serve Jordan Patel
152 alcohol. Heck, I didn't even invite them to the party. Two: I wasn't even there for the fight, so I
153 don't have a clue who started it. And three: my exhortation to Jordan to "Get out!" didn't mean
154 "Get out of my room!" -- it very clearly meant "Get out of my house!" You don't need to be an
155 Antonin Scalia-esque wizard of the "plain meaning" canon to come to that conclusion.

1 **Witness Statement of Morgan DeLuca**

2 I knew I wouldn't be going back to college anytime soon, so I had to make sure that my
3 time there was the fun-filled extravagance never to be forgotten. I mean isn't that what college is
4 all about?! Let's just agree that that was one crazy night! Okay, so maybe I'm getting a little ahead
5 of myself. Let me take you on a little journey of the cool, the savvy, the very delightfully dexterous
6 Morgan DeLuca. #MorDeluca @MorDeluca

7 My curious and ready-for-anything, young self began attending Harmony State almost
8 three years ago to pursue a Bachelor's in Communication. My ultimate goal, if you hadn't figured
9 already, was to be a social media mogul, and clubbed with my personality I knew this degree
10 would help me achieve those dreams. Throughout the years at Harmony State, I had started to
11 embrace who I really wanted to be. I didn't really have an opportunity to grow into my full free-
12 spirited self in my small hometown in southern Indiana. I grew up in a tiny community, so any
13 mention of parties and the like were limited to about a few to none. That was when I tried to make
14 the ultimate collaboration with our local Lego nerd, Cameron Miller, to throw a wicked HS
15 farewell party, but was turned down. The biggest party I got to attend in high school was the local
16 homecoming dance at the school with the same boring people. Cameron and I stayed friends
17 though, especially once we knew we would be going to the same college.

18 I think growing up in a small town gave me a very grounded perspective, but I knew I
19 wanted something more, something bigger. I wanted to go somewhere to expand my horizons and
20 let my talents bloom. I wanted to go somewhere I could be my true self. And so, Harmony State
21 University it was. They had an amazing program and I got accepted into one of their most
22 competitive externship programs. Of course, slaying at academics wasn't my only goal...it was
23 also the parties. From the J'adores to the DiGiornos, the dorm parties were where it was at

24 freshman year, and then off campus it was. I never had a good spot to throw my own parties, but I
25 grew a reputation as a good promoter on campus nightlife. The academic days were long and hard,
26 and I was going to make sure the nights were endless with carefree expression.

27 I would be what some people call free-spirited, the life of the party, “the fun one” if you
28 will. I get along with everyone, and try to take time to talk with as many people at the party as I
29 can. No one should ever be bored at one of my parties. On the other hand, Cameron was usually
30 more the sit by, silent and sweet, wallflower kind. One day, we happened to bump into each other
31 and I stopped to talk to Cameron and the old high school collaboration idea came up again and we
32 laughed about how we had missed out. Cameron surprisingly let me know that it was something
33 they had thought about for a while and had wondered what that might have been like.

34 After that, we went on to become closer than ever planning and promoting the event,
35 manifesting it to be the most epic party of our college years. I’ll have to admit, on more than one
36 occasion, I’ve had to drag Cameron to the exciting happenings around campus, to understand what
37 we were up against. During that time, it felt like we were becoming best friends.

38 That brings me to the next leg of our journey. We were on one of Cameron’s more boring
39 adventures of watching reruns of TV shows I had not quite gotten the hang of. After another
40 episode of Survivor (the Champions), we (more so I) decided our bellies needed a little more than
41 just the overdone pizzas in the fridge. It was quite a bit of a walk to our new favorite dig on campus
42 but it was going to give me the perfect opportunity to lure Cameron into one of my next adventures,
43 which was going to be...that’s right, you guessed it.... a party of epic proportions! After the idea
44 of a party had been brought up when we met up earlier in college it had been lingering in the back
45 of my mind. Now that we were older and I’d like to think more responsible, I figured may as well

46 ask Cameron again. It was the volleyball off-season so the timing was right². I was gladly
47 surprised with Cameron responded, “let’s do it” and I was thrilled! I lost it for a quick second when
48 I stood up and screamed about it. But, quickly regained some composure and dove into the
49 planning with Cameron.

50 I knew it wouldn’t be easy to convince Cameron to go big on this party, but I let them know
51 that this might be our last time to get to hang together as often as we do. Life was short and we
52 shouldn’t just let it fly by. I knew that if left by themselves, Cameron would just delve into those
53 LEGOs and not commit to it, so I had to be the one to plan that last hoorah! Now of course
54 Cameron, being Cameron, wanted to keep it on the down low, maybe a few friends from class. But
55 this could be the last party we were ever going to be able to throw together and we (mostly I)
56 planned on it being big. I was even thinking we may have to use the university cafeteria to fit in
57 all the people I was going to invite. Now don’t get me wrong, I knew Cameron’s concern. There
58 had been a few “glitches” at a few other parties around campus but none that either of us had
59 attended and definitely none that I had hosted. If anything, I am all about the R-U-L-E-S. In fact,
60 I’ve been head of the debate and soccer clubs (I like to get into a little bit of everything) and they
61 don’t let just anybody in and especially if you’ve been in any sort of trouble before. And of course,
62 we weren’t going to risk our final year of college for doing something ridiculously stupid. It would
63 be a party of epic, responsible, adult (21+) proportions. I was finally able to convince my way too
64 cautious best friend to host, which I considered an achievement in and of itself.

65 We set the date and I started to put my social media flair to use. Now, I myself had the
66 experience of hosting multiple parties but wanted this more to be Cameron’s thing. Besides,
67 Cameron had the venue for it. For being a student owned house, on campus, the place was huge!

² Sentence inserted compared to previous version via Q&A #2

68 It was also home to a plethora of Cameron's prized possessions, one of which seemed like a LEGO
69 spaceship thingy. I knew Cameron loved that thing. I never understood Cameron's obsession with
70 it, but I guess we all have our quirks. Anyway, I felt that after working so hard all of these years
71 to get into their dream school, I thought Cameron needed this. And so, the partying campaign
72 began.

73 Look, I basically already have my own cult following on Twitter, stan accounts and
74 everything. I thought this would be a good chance to give Cameron some followers they didn't
75 have to pay for. I took Cameron's phone and tweeted out an innocent looking party invite. I used
76 the guaranteed ratio I knew I would get on Cameron's, like, 15 interactions to go kinda viral and
77 spread the news of the party. I knew I had a bigger reach than Cameron did, and it would help get
78 the word much faster. I knew Cameron wanted to keep it small, and I wanted to respect those
79 wishes. But I also knew this couldn't be lame. It's the one and only chance to get a serious party.

80 The day of the party arrived quicker than we expected. I was so excited for us to finally be
81 able to host a party together. Of course, Cameron had to go and injure himself right before so we
82 had to rethink the amount of equipment we could have since it was just the two of us setting
83 everything up. But I made a few phone calls and others came to help set up. Before we knew it,
84 the house was packed. Cameron had a fairly large backyard, but that was not enough to fit everyone
85 in. Honestly, I didn't even know where all of these people came from. I did hear Cameron yell out
86 to a few people to get out but I'm pretty sure some of them snuck right back in because I saw them
87 again later in the evening when we were closing things down. We definitely didn't have this many
88 people on our social media, so it was surprising to have such a big turnout. Cameron, being the
89 worrier, was freaking out at everybody right at the beginning but I did see Cameron have a few
90 drinks later on and that calmed them down for a while. I knew I was pretty popular through my

91 social media, but I was sure I had kept it to a few select friends (maybe around 50-70) from both
92 our groups.

93 The party was off to a great start. I did try to check on Cameron every now and then because
94 they seemed so worried the whole time. I was concerned that Cameron might end up being a party
95 pooper instead of just enjoying the moment. We all kept on dancing in the backyard and at some
96 point, I saw Cameron go inside the house. I thought they may just be going in to lie down because
97 I knew Cameron did that during parties to take a breather from everything going on. I saw the light
98 turn on in the room upstairs and thought Cameron probably had just crashed. So far, the party
99 seemed to be a hit, except for a few knocked over pieces of furniture here and there...I mean it
100 was a party.

101 After about 15 minutes, we heard a huge commotion coming from inside. A few of us went
102 in to see what it was all about and saw Jordan Patel, whom I had known as a bench warmer on the
103 volleyball team, just sitting on the floor gasping for air. Now if I remembered correctly, Jordan
104 was a bit of an exaggerator, just looking for attention where it could be got. I always felt Jordan
105 was a little jealous of Cameron. Jordan felt that Cameron didn't really deserve to be on the
106 volleyball team and had done something to get Cameron kicked off. Cameron had that natural
107 talent that came by once in a blue moon and Jordan just couldn't seem to stand it. That sort of
108 negative energy is not what I was about. Jordan never could stand the fact that Cameron had more
109 of a life than just the volleyball team that Jordan always seemed to revolve around.

110 Anyway, back to the drama that was taking place before my eyes. I looked up and saw
111 Cameron standing a few yards away looking horrified. It might have been the drinks or just that I
112 couldn't see very clearly from where I was, but it looked like Jordan was bleeding from their face.
113 It didn't seem like Jordan was injured otherwise except for the fact that they was sitting on the

114 floor. One of our friends tried to help Jordan up but Jordan just shrugged them away, picked
115 himself up and walked away. No one really knew what to do after Jordan just walked out with
116 one of the buddies they had come with. I didn't catch who that was and since Jordan didn't want
117 to talk to anyone, we just let it go. We continued with the party for a couple more hours after that
118 before we shut it down. I was too tired and just crashed on Cameron's couch.

119 I ended up waking up early the next day and took a Lyft back to my house to shower and
120 get a good nap in. I knew I had to come back to help clean up, but that definitely wasn't in the
121 cards that early the next day. I knew how much things like this bothered Cameron and so thought
122 it would be best to just let them relax and leave them be for now. All in all, had not it been for
123 Jordan's little tussle, I think the party would have been quite the success!

1 **Statement of Joe/Jo Strickland**

2 My name is Dr. Joe/Jo Strickland. I am a Medical Doctor, board certified in Physical
3 Medicine and Rehabilitation, with Fellowship Training in Interventional Spine and
4 Musculoskeletal Medicine.

5 I received a Bachelor of Science in Chemistry from Purdue University, and then my M.D.
6 from Indiana University Medical School in 2005. I did my internship at IU Hospital, and my
7 residency in Physical Medicine and Rehabilitation at Truman Medical Center-East. In 2011, I
8 successfully completed the highly regarded Physical Medicine and Rehabilitation - Interventional
9 Spine and Musculoskeletal Fellowship Program at Johns Hopkins Medical Center.

10 During my fellowship training, I received highly specialized clinical training focused on
11 evaluating, diagnosing, and treating patients at the John Hopkins University School of Medicine
12 Spine and Musculoskeletal Clinics. As a part of my training, I was required to collaborate
13 extensively with faculty from the departments of Neurology, Neurosurgery, and Orthopedic
14 Surgery. Upon completing the year-long fellowship and obtaining my board certification, I
15 returned home to Indiana. I have continuously practiced Physical Medicine and Rehabilitation
16 Medicine in Indiana since 2011.

17 In addition to my clinical practice, an ever-increasing part of my practice includes
18 performing independent medical examinations and medical record reviews. The medical-legal
19 work portion of my practice has been increasing. My time is now split evenly between my clinical
20 practice and my medical-legal consulting work, but approximately 75% of my income is earned in
21 the medical-legal portion of my practice. I am frequently hired to testify in state and federal court
22 concerning my medical reviews and specifically with regard to claimed neck and back injuries.
23 One of the largest Indiana based automobile insurers frequently calls upon me to review claims

24 involving disputed neck and back injuries, primarily involving litigation cases. I have testified in
25 depositions and trials over two hundred fifty times. To the best of my knowledge, I have never
26 been barred as an expert witness.

27 I routinely perform independent medical examinations at Central Veteran's Hospital (VA),
28 of veterans applying for disability relating to claimed neck and back injuries. This VA medical
29 examination work requires me to prepare a report summarizing my independent medical
30 examination, review of radiology reports and films, and review of medical history. I then prepare
31 a report with my medical findings, including any finding pertaining to causation of injury. Each
32 year I perform at least fifty of these disability evaluation physical examinations for the Veterans
33 Benefits Administration.

34 My time is billed at the rate of \$500 per hour for record reviews, independent medical
35 examinations, attorney consultations, and report preparation. My time is billed at the rate of \$800
36 per hour for trial, hearing, and deposition testimony. My medical-legal work is approximately 80%
37 for the insurer/defense and 20% for the injured claimant. When I first started my medical-legal
38 work, the work was split approximately 45/55 between Plaintiff and Defense. Over time, the
39 defense work has become more predominant.

40 I was retained by Cameron Miller's attorneys in November. My scope of medical-legal
41 work was to perform a comprehensive records review and to conduct an independent-medical
42 examination. My review included the following items: ER records; Radiology Reports and Images
43 from ER; MRI image and report; and Medical Records from Dr. Alex Diaz follow-up appointment.
44 I conducted a comprehensive independent medical examination of Claimant Patel at my office
45 prior to preparing my opinions. I was requested to offer expert medical opinions with respect to
46 the following:

47 **Plaintiff's current diagnosis and condition.**

48 According to the records I have reviewed, Plaintiff complains of neck and left
49 scapular/shoulder pain.

50 **The causation of the Plaintiff's current complaints.**

51 Dr. Diaz saw Plaintiff at the emergency room, and for one follow-up appointment. Dr. Diaz
52 is a neurosurgeon and noted no abnormal neurological findings in their records. Plaintiff
53 neurological examination, both in the ER and at the follow-up appointment, were completely
54 normal. Plaintiff's X-rays taken at the ER demonstrated a normal lordotic curve. The lordotic curve
55 is the natural curve of the spine. When a person sustains an injury to the muscle and soft tissues,
56 this can result in muscle spasms and a loss of the lordotic curve (kyphosis). Patel's x-ray images
57 reveal a normal lordotic curve.

58 Patel, in the medical history provided, described a previous punch in the chest, and fell
59 backwards and to the left striking their head on the ground. Patel did not complain of any injury to
60 their head and did not have any injury to the head.

61 On examination, Patel did not demonstrate any pain on palpation on the posterior aspect of
62 the left shoulder and did not have any spinal spasm or tenderness. I do not have an explanation for
63 Patel's current complaints. Patel's physical examination at the time of my independent medical
64 examination was normal. Patel had a normal neurological examination, and the X-rays are normal.
65 I believe that there may be a component of symptom magnification as Patel's present complaints
66 are inconsistent with physical findings and Patel having long ago reached Maximum Medical
67 Improvement (MMI).

68 Maximum Medical Improvement occurs when an injured person reaches a state where their
69 condition cannot be improved any further or when a treatment plateau in a person's healing process

70 is reached. It can mean that the patient has fully recovered from the injury, as with Claimant Patel,
71 or that the patient's medical condition has stabilized to the point that no major medical change can
72 be expected in the injured person's condition. At that point, no further healing or improvement is
73 deemed possible and this occurs despite continuing medical treatment or rehabilitative programs
74 the injured person partakes in. Maximum medical improvement also means that treatment options
75 have been exhausted. Claimant Patel fully recovered from the soft tissue injury.

76 **Did Claimant Patel have any pre-existing conditions prior to the alleged incident? If so, were**
77 **any of them aggravated by the incident, and if so, to what extent.**

78 Upon conducting an MRI approximately a month after the incident, Dr. Diaz identified a
79 right-sided disc bulge between vertebrae C4 and C5. The disc bulge appears to be a pre-existing
80 asymptomatic condition. Patel's complaints are inconsistent with a right-side disc bulge. Patel
81 complains of pain in the left side of the neck, into their left scapula and shoulder. No disc pathology
82 was identified which would in any way contribute to any pain that Patel described after the
83 incident.

84 The minor cervical spine and left scapular pain that Patel experienced after the occurrence
85 were related to the fall, and were the result of a mild muscle strain, and not the result of any disc
86 pathology. Patel did not sustain any permanent impairment as a result of the injury. The initial ER
87 visit was reasonable and necessary for the incident related injuries. The follow-up visit a month
88 after the occurrence was unnecessary, since Patel's pain and injury should have been fully
89 resolved.

90 **If you find the Plaintiff's current complaints are a result of the alleged incident, has claimant**
91 **reached maximum medical improvement (MMI) for the injuries resulting from the incident,**
92 **and what is Plaintiff's impairment rating, if any?**

93 Plaintiff sustained a soft tissue injury to their neck. Plaintiff reached maximum medical
94 improvement. Typically, patients who have sustained a soft tissue injury to the neck will reach
95 maximum medical improvement within two to three weeks following the injury. I would have
96 expected Plaintiff's injuries to have fully resolved within three weeks of the incident, and certainly
97 by the time of the follow-up visit with Dr. Diaz. Plaintiff reached maximum medical improvement
98 for the injuries sustained in the incident, no later than two to three weeks after the injury.

99 **If the Plaintiff has not reached MMI, what specific therapies or procedures would you**
100 **recommend to bring their condition to a state of MMI, and why?**

101 I believe Plaintiff has reached maximum medical improvement. Typically, patients who
102 have sustained a soft tissue injury to the neck will reach maximum medical improvement within a
103 few weeks following the accident. I would have expected Plaintiff's injuries to have resolved
104 within a month of the incident. No additional medical treatment is needed for the injuries arising
105 from the incident, as the incident related injuries have fully resolved.

106 **Please comment on the recommendations of Plaintiff's treating doctor, and whether you**
107 **would agree that treatment would be warranted and beneficial to treating Plaintiff's injuries.**

108 I do not believe any additional treatment is necessary for the injuries sustained in the
109 incident, since Claimant's incident related injury is fully resolved.

110 **Please comment on the prognosis for the Plaintiff's condition.**

111 As stated previously, patients who have suffered soft tissue injury to the neck are expected
112 to have an excellent prognosis. I do not expect any disability or permanency for the injuries
113 sustained in the alleged incident. On the date of my independent medical examination, Patel's
114 examination findings were all within normal limits. There were not any abnormal findings. Patel's
115 incident related injuries are fully resolved.

116 The above analysis is based upon history provided by the other examiners, findings on the
117 examination, information contained in the Plaintiff's medical records including pre-accident
118 medical records and review of radiology images and reports. It is assumed that the material
119 provided is correct. If more information becomes available at a later date, an additional report may
120 be requested. Such information may or may not change the opinions rendered in this evaluation.
121 The opinions in this report are based upon reasonable medical probability.

Exhibit 1

New Harmony Hospital Emergency Room Medical Record

Doctor's Name Alex Diaz
Date Sunday, May 3, 2020
Patient Name Jordan Patel
Age 21
Phone Number (812) 555-5555

Description of Complaint

Patient presented with complaint of weakness and numbness in arms and legs. Neck had low mobility. Some issues with coordination and some difficulty walking.

Blood Pressure 120/78
Temperature 98.4
Pulse 72
Oxygen Level 98

General Examination

General appearance - Well developed, well nourished.
Eyes - Normal
Ears, nose, throat, mouth - clear
Respiratory - clear to auscultation and percussion. Respiratory normal
Cardiovascular - Regular rate and rhythm; no murmur; pulse normal
Skin - Clear, good color, no rash or lesion

Alcohol Positive
Barbiturates Negative
Cocaine Negative
Methamphetamine Negative
Methadone Negative
Opiates Negative

Oxycodone

Negative

Marijuana

Negative

MDMA

Negative

Tricyclic

Negative

Notes

BAC .12%

Course of Treatment for Patient

After confirming patient was stable, neck brace applied. BAC test ordered due to complaint of difficulty walking and lack of coordinator. It was clear patient had consumed alcohol and patient admitted "I had a couple of beers but I'm not drunk."

Called for consult with regard to neck pain complaint. X-ray ordered.

X-rays were negative. Normal curvature of spine. No sign of fracture.

Released patient with instructions to wear neck brace for 30 days. Avoid physical activity that could aggravate the neck. Patient should follow up with me if pain/discomfort persists during 30 day period.

Signature

A handwritten signature in black ink, appearing to read "A. Dmy".

Exhibit 2



Showing the start of the bulging disc

Disc showing signs of DDD

Exhibit 3

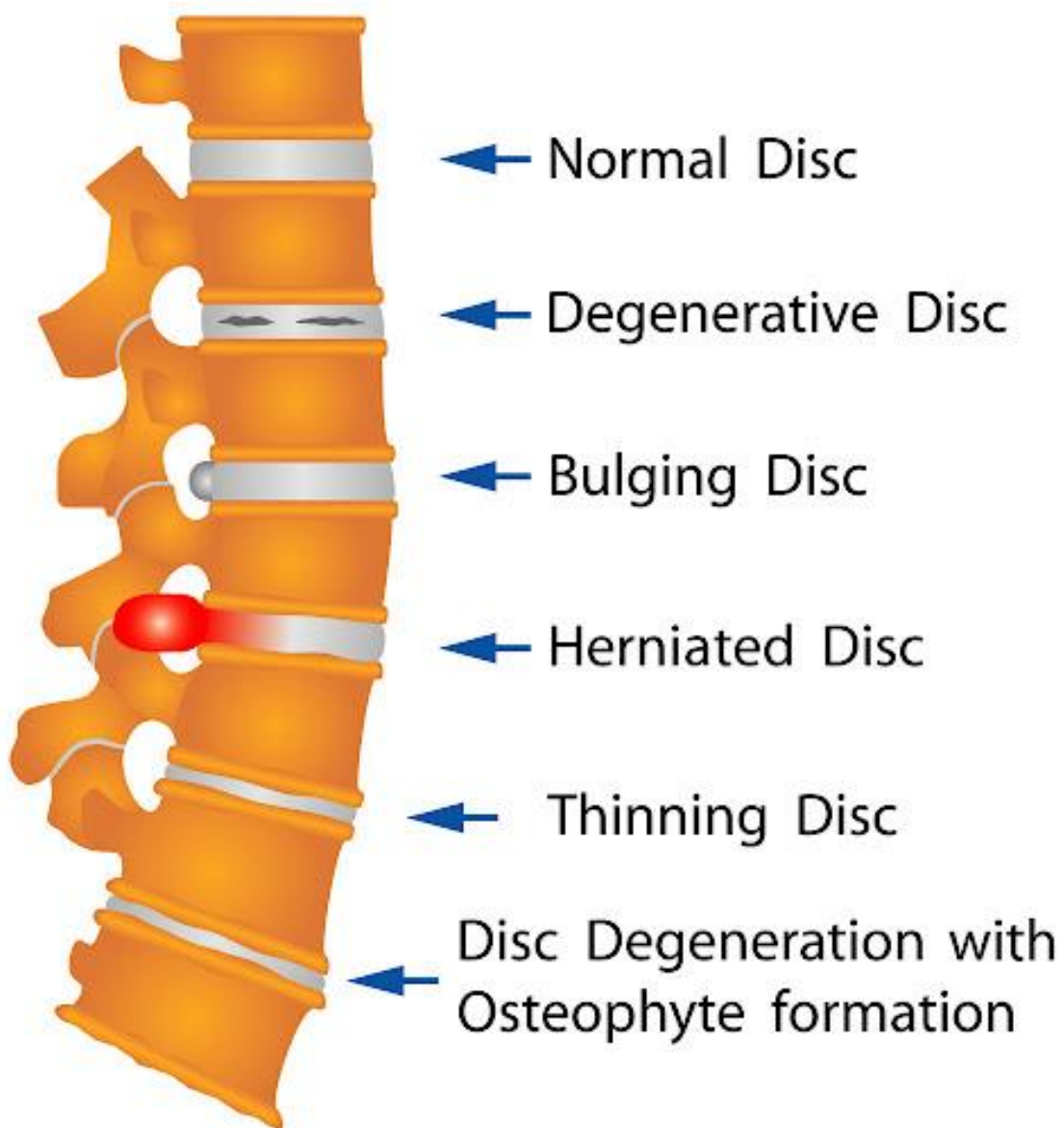



Exhibit 4

 **Cameron Miller** @CamMiller12 · Apr 30, 2020 ⋮
Having some friends over this weekend! Should be a chill time!
:)
💬 2 ↻ 4 ❤️ 6 ↗


 **Delucious** @MorDeluca · Apr 30, 2020 ⋮
"some friends" LOL, more like half the school... Don't miss it :)))
💬 12 ↻ 45 ❤️ 482 ↗

Exhibit 5

MO'S LIQUOR STORE
1738 SPIRIT AVENUE
NEW HARMONY, IN 47631

Date: 05/01/2020

Cashier: WILLIAMS

Time: 17:44:45

Receipt: 412

BUD LIGHT - 15.5 GAL	139.99
BUD LIGHT - 15.5 GAL	139.99
Keg Rental	14.99
Keg Rental	14.99
SOLO PLASTIC CUP	24.99
SOLO PLASTIC CUP	24.99

Subtotal: 359.94

Tax: 5.20

Total: 385.14

Morgan DeLuca

Signature

CARD: VISA

DEBIT: *****3165

CUST: Cameron Miller



C2LINGAT

Exhibit 6

CURRICULUM VITAE ALEX DIAZ, M.D.

OCCUPATION:

New Harmony Hospital, chair of surgery

PROFESSIONAL SUMMARY:

Dr. Diaz has completed specialized training in neurosurgery. Dr. Diaz's practice includes treatment of spinal deformities and nerve damage.

LICENSES:

Board Certified for 20 years.

EDUCATION:

Indiana University School of Medicine

M.D. Surgery (5-year program)

- Graduated *Summa Cum Laude*

DePauw University

- Graduated *Summa Cum Laude*
- Bachelor of Science – Biology
- Recipient of the Albert E. Reynolds Outstanding Senior Award which is awarded annually to the senior biology major who best exemplifies the superior scholarship demonstrated by Albert E. Reynolds, a 1930 DePauw graduate and a member of the biology department for 50 years.

RECOGNITION:

Recognized by the American Association of Neurological Surgeons with its Distinguished Service Award in 2020 – given to individuals who have made outstanding contributions to the field of neurosurgery.

Recognized by "Orthopedics This Week" as one of the top 50 spine surgeons in the United States (2019).

Recognized by peers as one of the top neurosurgeons in Indianapolis from 2010-present.

Exhibit 7

Joe/Jo Strickland, M.D. Physical Medicine and Rehabilitation Interventional Spine and Musculoskeletal Injuries

Education:

- Purdue University, Bachelor of Science, Chemistry, 2001
- Indiana University, Medical Doctor, 2005
- Internship: IU Hospital, Indianapolis
- Residency: Truman Medical Center-East, Physical Medicine & Rehabilitation
- Fellowship: Johns Hopkins Medical Center, Subspecialty: Interventional Spine and Musculoskeletal Injuries

Medical License:

- Dr. Strickland is a licensed Medical Doctor in the States of Indiana and Massachusetts.

Board Certification:

- American Board of Physical Medicine and Rehabilitation
- Subspecialty Board Certified, Interventional Spine and Musculoskeletal Injuries.

Hospital Privileges:

- Metropolitan Hospital, 2011 – Present
- Central Veteran's Hospital, 2012 – Present

Private Practice

- Medical Director, Strickland Center for Physical Medicine & Rehabilitation 2014 – Present, Clinical Practice and Independent Medical Examinations

Community Involvement

- Community Foundation, Board of Directors
- All Saints Church, Board Member
- Rotary Club Member

Presentations/Publications

- Frequent presenter at Continuing Medical Education Programs conducted by the American Medical Association, American Board of Physical Medicine and Indiana Medical Society.
- Dr. Strickland has published articles in numerous authoritative journals, including: The New England Journal of Medicine; Journal of the Indiana State Medical Association; International Journal of Physiatry; American Journal of Physical Medicine & Rehabilitation; and Journal of American Medical Association (JAMA).

Indiana Medical Review Panels

- Dr. Strickland has served on seven medical review panels tasked with reviewing the medical care provided by other Indiana licensed physicians.