

STATE OF INDIANA)	IN THE CLAY CIRCUIT COURT
) SS:	
COUNTY OF CLAY)	CAUSE NO. 11C01-2603-RA-000185
JEFFREY P. GALLANT,)	
Petitioner.)	
)	
vs.)	
)	
INDIANA ELECTION COMMISSION,)	
Respondent.)	
)	
and)	
)	
ALEXANDRA WILSON,)	
Intervenor.)	

INTERVENOR’S MOTION TO DISMISS

Intervenor, Alexandra Wilson “Intervenor”), by counsel, Samantha DeWester, pursuant to Indiana Trial Rules 12(B)(2), 12(B)(4) and 12(B)(5), moves this Court to dismiss Petitioner’s Verified Petition for Judicial Review of Final Agency Action (“Petition”) for insufficiency of service of process, and states:

1. Petitioner filed his Petition on March 3, 2026.
2. No Appearance is on file for the Petitioner.
3. No Summonses have been filed with the Court for service, yet some how the Indiana Attorney General’s office knew it needed to appear in this matter one day after the filing.
4. Indiana law requires strict compliance with service requirements in judicial review actions under IC 4-21.5. (Indiana Administrative Orders and Procedures Act).
5. Petitioner failed to properly serve all Parties as required by Indiana Trial Rule 4 and IC 4-21.5.
6. Petitioner has not filed a single summons in Odyssey nor has any member of the Indiana Election Commission been served in this matter. Intervenor has never been served. No proof of service has been filed to show otherwise.

7. Because proper service is a jurisdictional prerequisite, this Court lacks jurisdiction over the Petition and this Petition *must* be dismissed pursuant to Indiana Trial Rules 12(B)2, 12(B)(4) and 12(B)(5).

WHEREFORE, Intervenor, respectfully requests that the Court dismiss this Petition with prejudice, and for all other just and proper relief.

Respectfully submitted,

Samantha DeWester

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CERTIFICATE OF SERVICE

I hereby certify that a copy of this document has been served upon the Parties via e-filing this March 20, 2026.

Samantha DeWester

Samantha E. DeWester