IN THE CLARK CIRCUIT COURT NO. 1

STATE OF INDIANA

MIGUEL HAMPTON, CHAIRMAN OF THE
CLARK COUNTY DEMOCRATIC PARTY,
Petitioner,

v. Case No. 10C01-2611-MI-_____

CLARK COUNTY ELECTION BOARD;
ANDREW STEELE, RYAN LYNCH, and
CHARLES ANTHONY SINGLETON, in their
official capacities as members of the
Clark County Election Board; and
RYAN LYNCH, in his official capacity as
Clerk of the Clark Circuit Court; and
CHRIS GARTEN,
Respondents.

TEMPORARY RESTRAINING ORDER

This matter comes before the Court on the Petitioner's Motion for Temporary Restraining Order. The Court, having reviewed the Verified Petition for Judicial Review of Decision of the Clark County Election Board and for Preliminary Injunction, the Memorandum in Support, the Affidavit of Virginia Peck, and the Motion, and being duly advised, now FINDS:

1. That the specific facts shown by the Verified Petition and the Affidavit of Virginia Peck establish that immediate and irreparable injury will result to the Petitioner before the Respondents can be heard on the Petitioner's request for a preliminary injunction;
2. That the injury is the certification and transmittal of election results resting on the Clark County Election Board's resolution of November 10, 2026, and the seating of a candidate on those results, after which judicial relief may be unavailable;

3. That the Petitioner's counsel has certified in writing that notice in advance of the Motion was not possible because the Clerk of the Clark Circuit Court must transmit the certified statement of the Clark County vote for Indiana State Senator, District 45 not later than noon on November 16, 2026, and that the Petitioner will provide notice to each of the Respondents immediately upon the commencement of normal business hours; for that reason, this Order is issued without prior notice.

IT IS THEREFORE ORDERED:

1. That the Clark County Election Board, its members, and the Clerk of the Clark Circuit Court are restrained from certifying the results of the November 3, 2026 general election for the offices of Indiana State Senator, District 45 and Clark County Auditor, and from transmitting a certified statement of the votes cast in Clark County for Indiana State Senator, District 45 under Indiana Code 3-12-5-11;
2. That the Respondent Chris Garten is restrained from presenting himself to take the oath of office as, or to be seated as, the Senator from District 45;
3. That this Order shall remain in effect until the Court has heard and decided the Petitioner's request for a preliminary injunction, but not longer than ten (10) days after its entry unless extended as provided by Trial Rule 65(B);
4. That the Petitioner shall give security in the amount of $ 1,000.00 ;
5. That the Petitioner's request for a preliminary injunction is set for hearing at the following date and time: November 18, 2026 at 1:15PM to be held at the Clark Circuit Court;
6. That the Clerk shall transmit a copy of this Order to the Indiana Election Division and to the President Pro Tempore of the Indiana Senate.

This Order is issued at the following date and time: November 16, 2026 at 3:44PM.



Judge, Clark Circuit Court No. 1
JASON M. MOUNT, Special Judge

Distribution:

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Clark County Election Board, 501 East Court Avenue, Jeffersonville, IN 47130

Andrew Steele, 501 East Court Avenue, Jeffersonville, IN 47130

Ryan Lynch, 501 East Court Avenue, Jeffersonville, IN 47130

Charles Anthony Singleton, 501 East Court Avenue, Jeffersonville, IN 47130

Chris Garten, 3415 County Road 160, Charlestown, IN 47111

Indiana Election Division, 302 West Washington Street, Room E-204, Indianapolis, IN 46204

President Pro Tempore, Indiana Senate, 200 West Washington Street, Indianapolis, IN 46204