

# **PINKUS & PINKUS** **LITIGATION & MEDIATION**

7002 Graham Road, Suite 100, Indianapolis, Indiana 46220-4048

P: 317.576.3743 F: 317.576.3745 [www.pinkusattorneys.com](http://www.pinkusattorneys.com)

---

**I. Marshall Pinkus, Attorney**  
Family Law, Personal Injury,  
Criminal Law, General Litigation  
[impinkus@pinkusattorneys.com](mailto:impinkus@pinkusattorneys.com)

**Julie K. Pinkus, Attorney / Mediator**  
Registered Domestic Relations Mediator  
Registered Civil Mediator; Elder Law Mediator  
[pinkusj2@pinkusattorneys.com](mailto:pinkusj2@pinkusattorneys.com)

**December 11, 2017**

Indiana Political Subdivision Risk Management Commission  
c/o Dan Hennessey  
311 West Washington Street, Suite 103  
Indianapolis, IN 46204

Hancock County  
c/o Hancock County Board of Commissioners  
Hancock County Annex  
111 South American Legion Place, Suite 219  
Greenfield, IN 46140

City of Greenfield  
c/o Chuck Fewell  
Mayor  
10 South State Street  
Greenfield, IN 46140

Amanda Dehoney  
Animal Control Officer/Director  
c/o City of Greenfield Animal Management  
809 South State Street  
Greenfield, IN 46140

Ronda Jester  
Animal Control Officer  
c/o City of Greenfield Animal Management  
809 South State Street  
Greenfield, IN 46140

Heather Hamilton  
Animal Control Officer  
c/o City of Greenfield Animal Management  
809 South State Street  
Greenfield, IN 46140

Jeremy Miller  
Deputy Sheriff Officer  
c/o Hancock County Sheriff's Department  
123 East Main Street  
Greenfield, IN 46140

Unknown Deputy Sheriff Officers  
c/o Hancock County Sheriff's Department  
123 East Main Street  
Greenfield, IN 46140

### **TORT CLAIMS NOTICE**

You are hereby notified pursuant to Ind. Code § 34-13-3 et seq. that Plaintiff Carole Pope seeks redress for the unlawful conduct of the above named individuals/entities committed on or about July 11, 2017 as set forth in Mrs. Pope's *Brief in Support of Motion to Suppress* filed in Cause Number 30D02-1708-CM-1602 which is hereby incorporated as if fully set out herein and attached hereto, to wit:

**COUNT I**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**

1. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully search the private home of Mrs. Pope located at 6125 North 400 East, Greenfield, Indiana, 46140 and unlawfully seized property therein, including 12 dogs and 4 horses.

2. The Fourth Amendment protected Ms. Pope's home from government invasion unless and until a neutral magistrate determined probable cause existed that evidence of a crime

would be contained therein. See e.g. Jagers v. State, 687 N.E.2d 180 (Ind. 1997). The aforementioned individuals violated Ms. Pope’s Fourth Amendment rights by failing to obtain probable cause, specifically by Ms. Jester’s misleading of the magistrate.

3. First, Officer Jester failed to allege any unlawful conduct, a necessary condition for any finding of probable cause. Second, Officer Jester knowingly misled the magistrate by stating the existence of a fictitious county ordinance requiring the owner of more than five animals obtain a kennel license. Third, in support of and in furtherance of this knowing mistruth, Officer Jester alleged in her search warrant affidavit that Carole told her the day before that she had seven (7) dogs inside, this after Officer Jester wrote in a report dated the day before that Carole told her she had just five (5) dogs inside. Fourth, Officer Jester violated Indiana law by including within her affidavit an uncorroborated anonymous complaint alleging Carole had fourteen (14) dogs inside. Fifth, Officer Jester knowingly omitted exculpatory facts from her affidavit, namely that Carole informed her that the cats seen outside her home, including two cats with broken legs, were not her cats, but rather were feral cats that roam the rural Hancock County lands of her and her neighbors.

4. Given Ms. Jester’s knowing misleading of the magistrate, and the remaining alleged facts “so lacking of indicia of probable cause that a reasonable officer could not objectively rely upon it,” the officers lacked good faith in executing the warrant and may not shield themselves from liability. United States v. Leon, 468 U.S. 897 (1984).

**COUNT II**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Gypsi”**

5. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock,

while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Gypsi.”

**COUNT III**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Pistol”**

6. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Pistol.”

**COUNT IV**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“JR”**

7. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “JR.”

**COUNT V**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Gunner”**

8. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against

unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Gunner.”

**COUNT VI**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Denver”**

9. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Denver.”

**COUNT VII**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Cheyenne”**

10. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Cheyenne.”

**COUNT VIII**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Shantelli”**

11. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against

unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Shantelli.”

**COUNT IX**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Princess”**

12. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Princess.”

**COUNT X**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Montana”**

13. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Montana.”

**COUNT XI**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Zoey”**

14. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against

unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Zoey.”

**COUNT XII**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Crystal”**

15. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Crystal.”

**COUNT XIII**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Tank”**

16. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine mastiff known as “Tank.”

**COUNT XIV**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Apache”**

17. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a horse known as “Apache.”

**COUNT XV**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Grace”**

18. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a horse known as “Grace.”

**COUNT XVI**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Lakota”**

19. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a horse known as “Lakota.”

**COUNT XVII**  
**Violation of the Fourth Amendment to the United States Constitution**  
**42 U.S.C. §1983**  
**“Commanche”**

20. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did violate Carole Pope’s Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a horse known as “Commanche.”



**COUNT XVIII**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Gypsi”**

21. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “Gypsi” without affording Carole Pope a pre-deprivation review hearing.

22. The procedural due process clause of the Fourteenth Amendment protected Carole’s property from being seized until she was afforded a pre-deprivation hearing. Siebert v. Severino, 256 F.3d 648, 659 (7th Cir. 2001). Carole had a constitutionally protected interest in her animals. Id. Before the government could deprive her of said property, it was required to give her notice and an opportunity for a hearing before a neutral magistrate. Id. No exigent circumstances existed that would permit dispensing of this constitutional right.

**COUNT XIX**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Pistol”**

23. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as

required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “Pistol” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XX**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“JR”**

24. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “JR” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXI**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Gunner”**

25. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “Gunner” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XVIII**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Denver”**

26. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock,

while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “Denver” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXIV**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Cheyenne”**

27. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “Cheyenne” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXV**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Shantelli”**

28. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “Shantelli” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXVI**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Princess”**

29. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope's right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as "Princess" without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXVII**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**"Montana"**

30. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope's right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as "Montana" without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXVIII**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**"Zoey"**

31. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope's right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as "Zoey" without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXIX**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Crystal”**

32. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “Crystal” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXX**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Tank”**

33. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a canine mastiff known as “Tank” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXXI**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Apache”**

34. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as

required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a horse known as “Apache” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXXII**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Grace”**

35. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a horse known as “Grace” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXXIII**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Lakota”**

36. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a horse known as “Lakota” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXXIV**  
**Violation of the Fourteenth Amendment to the United States Constitution**  
**42 U.S.C. § 1983**  
**“Commanche”**

37. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock,

while acting under color of law, did unlawfully violate Carole Pope’s right to due process of law by depriving her of her property without providing her a pre-deprivation review hearing as required by the Fourteenth Amendment to the United States Constitution, to wit: seizing a horse known as “Commanche” without affording Carole Pope a pre-deprivation review hearing.

**COUNT XXXV**  
**Conversion**  
**“Gypsi”**

38. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Gypsi.”

**COUNT XXXVI**  
**Conversion**  
**“Pistol”**

39. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Pistol.”

**COUNT XXXVII**  
**Conversion**  
**“JR”**

40. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “JR.”

**COUNT XXXVIII**  
**Conversion**

**“Gunner”**

41. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Gunner.”

**COUNT XXIX**  
**Conversion**  
**“Denver”**

42. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Denver.”

**COUNT XL**  
**Conversion**  
**“Cheyenne”**

43. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Cheyenne.”

**COUNT XLI**  
**Conversion**  
**“Shantelli”**

44. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Shantelli.”



**COUNT XLII**  
**Conversion**  
**“Princess”**

45. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Princess.”

**COUNT XLIII**  
**Conversion**  
**“Montana”**

46. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Montana.”

**COUNT XLIV**  
**Conversion**  
**“Zoey”**

47. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Zoey.”

**COUNT XLV**  
**Conversion**  
**“Crystal”**

48. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock,

while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Crystal.”

**COUNT XLVI**  
**Conversion**  
**“Tank”**

49. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a canine mastiff known as “Tank.”

**COUNT XLVII**  
**Conversion**  
**“Apache”**

50. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a horse known as “Apache.”

**COUNT XLVIII**  
**Conversion**  
**“Grace”**

51. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope’s property by exercising unlawful control over her property, to wit: a horse known as “Grace.”

**COUNT XLIX**  
**Conversion**  
**“Lakota”**

52. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope's property by exercising unlawful control over her property, to wit: a horse known as "Lakota."

**COUNT L**  
**Conversion**  
**"Commanche"**

53. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did unlawfully commit conversion of Carole Pope's property by exercising unlawful control over her property, to wit: a horse known as "Commanche."

**COUNT LI**  
**Intentional Infliction of Emotion Distress**

54. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield and/or County of Hancock, while acting under color of law, did intentionally inflict emotional distress upon Carol Pope by engaging in the extreme and outrageous conduct of unlawfully seizing all of her dogs and all of her horses, including but not limited to making up a fictitious county ordinance, providing false information to a magistrate in a search warrant affidavit, and unlawfully executing a search warrant affidavit lacking any indicia of probable cause, all of which thereby intentionally and/or recklessly causing Carole Pope severe emotional distress, to wit: having to sell her home, face criminal charges, be without her animals for a significant period of time, having the government threaten to kill her animals, irreparable harm to her profession, etc.

55. As a direct and proximate cause of the aforementioned wrongful conduct, Carole Pope as incurred damages, including but not limited to having her Fourth Amendment

constitutional rights violated, her Fourteenth Amendment constitutional rights violated, invasion of her privacy, loss of her animals, severe emotional distress, irreparable harm to her profession and livelihood, irreparable damage to her reputation, lost revenue, loss of her home, etc., the sum of all of which totaling to \$500,000.00.

56. At the time of this loss, Carole Pope resided at 6125 North 400 East, Greenfield, Indiana 46140.

57. As of the date of this Tort Claims Notice, Carole Pope resides at 665 County Road 2404, Rusk, Texas 75785.

58. Carole Pope is being represented by the undersigned attorney, I. Marshall Pinkus, PINKUS & PINKUS, 7002 Graham Road, Suite 100, Indianapolis, Indiana 46220.

59. Carole Pope hereby demands payment of \$500,000.00.

Respectfully,

/s/ I. Marshall Pinkus  
Attorney No. 5750-49

PINKUS & PINUKS  
7002 Graham Road, Suite 100  
Indianapolis, IN 46220  
P: (317) 576-3743 F: (317) 576-3745  
impinkus@pinusattorneys.com