

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

CAROLE POPE,)
)
PLAINTIFF)
)
v.)
)
HANCOCK COUNTY, INDIANA;)
CITY OF GREENFIELD, INDIANA;)
CITY OF GREENFIELD HANCOCK COUNTY)
INDIANA ANIMAL MANAGEMENT,)
RONDA JESTER, in her individual capacity;)
HEATHER HAMILTON, in her individual)
capacity;)
AMANDA DEHONEY, in her individual capacity;)
HANCOCK SHERIFFS DEPARTMENT;)
SHERIFF OF HANCOCK COUNTY and)
DEPUTY SHERIFF JEREMY MILLER,)
in their individual capacities;)
UNKNOWN HANCOCK COUNTY SHERIFF)
DEPUTIES, in their individual capacities;)
DEFENDANTS.)

Case Number: 1:18-cv-1377

COMPLAINT FOR DAMAGES AND DEMAND FOR JURY TRIAL

I. Introduction

1. On July 11, 2017 Plaintiff Pope opened her front door. On the other side stood several local animal control officers and a number of unknown Hancock County, Indiana sheriff deputies who were under the direction of the Hancock County, Indiana Sheriff. These agents were there to execute a search warrant obtained from a local magistrate. However, the warrant was unlawful as it was based upon a deficient probable cause affidavit submitted by a local animal control officer, Ronda Jester. Officer Jester failed to include in her search warrant affidavit any allegation of illegality, created a fictitious county ordinance that she implied Mrs. Pope was in violation of, submitted knowingly false information, and unlawfully included uncorroborated hearsay. As a

Hancock County Superior Court Judge recently held, the search warrant was illegal and no reasonable officer should and / or could rely upon it.

2. Nevertheless, the officers raided Mrs. Pope's home, searching for animals that were alleged to have been held in violation of the fictitious county ordinance Officer Jester created. Plaintiff watched in fear as strangers rummaged through and photographed her most personal effects. The officers seized all twelve (12) of Mrs. Pope's Mastiff dogs and four (4) of her horses. Mrs. Pope brings this Complaint to seek redress for the Defendants' and each of them, unlawful conduct.

II. Jurisdiction, Venue, and Cause of Action

3. This Court has jurisdiction to this action pursuant to 28 U.S.C. § 1331 and § 1343, and § 1367.

4. Venue is proper in this judicial district pursuant to 28 U.S.C. § 1391.

5. Plaintiff brings this action pursuant to 42 U.S.C. §1983 to redress the deprivation, under color of state law, of rights secured by the Fourth and Fourteenth Amendments to the United States Constitution; pursuant to 42 U.S.C. § 1985 to redress the conspiracy to deprive, under color of state law, of rights secured by the Fourth and Fourteenth Amendment to the United States Constitution; and pursuant to 42 U.S.C. § 1367 to redress the deprivation, under color of state law, of rights secured under the laws of the State of Indiana, namely criminal conversion, intentional infliction of emotional distress, negligent infliction of emotional distress, and false imprisonment.

III. Parties

6. Plaintiff Pope is an adult natural person and at all relevant times lived at 6125 North 400 East, Greenfield, County of Hancock, Indiana, 46140 until moving to the State of Texas on or about October of 2017.

7. The County of Hancock is a municipal government organized under the laws of the State of Indiana.

8. The City of Greenfield is a municipal government organized under the laws of the State of Indiana.

9. Ronda Jester is an adult natural person and at all relevant times was acting under the color of law as an officer of the City of Greenfield/Hancock County Animal Management, a law enforcement organization controlled and maintained jointly by the City of Greenfield, Indiana, the Hancock Sheriff's Department and the County of Hancock, Indiana.

10. Heather Hamilton is an adult natural person and at all relevant times was acting under the color of law as an officer of the City of Greenfield/Hancock County Animal Management.

11. Amanda Dehoney is an adult natural person and at all relevant times was acting under the color of law as an officer of the City of Greenfield/Hancock County Animal Management, specifically as the Director of the City of Greenfield/Hancock County Animal Management.

12. Jeremy Miller is an adult natural person and at all relevant times was acting under the color of law as an officer of the County of Hancock, Indiana, Sheriff's Department, and as under the direction of the Hancock County Sheriff.

13. Unknown Hancock County Sheriff Deputies are unidentified natural persons and at all relevant times were acting under the color of state law as officers of the County of Hancock, Indiana, Sherriff's Department.

IV. Facts

14. On July 10, 2017 Plaintiff lived in her private home located at 6125 North 400 East, Greenfield, County of Hancock, Indiana, 46140.

15. At some time at or near July 10, 2017, Defendants conspired to deprive Plaintiff of her right against unreasonable search guaranteed by the Fourteenth Amendment to the United States Constitution by unlawfully searching her home, barn, and property.

16. At some time at or near July 10, 2017, Defendants conspired to deprive Plaintiff of her right against unreasonable seizure guaranteed by the Fourteenth Amendment to the United States Constitution by unlawfully seizing her property, namely her twelve (12) Mastiff dogs and four (4) horses.

17. At some time at or near July 10, 2017, Defendants conspired to deprive Plaintiff of her right to a pre-deprivation review hearing guaranteed by the Fourteenth Amendment to the United States Constitution by unlawfully seizing her property, namely her twelve (12) Mastiff dogs and four (4) horses without affording her a pre-deprivation review hearing.

18. On July 10, 2017 at around 1:40p.m. Defendants Ronda Jester and Heather Hamilton knocked on Plaintiff's front door.

19. Jester and Hamilton were acting under color of law as officers of the City of Greenfield/County of Hancock Animal Management.

20. Jester and Hamilton claimed to be investigating an anonymous complaint that Plaintiff had 14 dogs inside her home.

21. While walking up to the front door, Jester and Hamilton had seen three (3) kittens and one (1) adult cat running loose on Plaintiff property.

22. Jester and/or Hamilton told Plaintiff that Plaintiff had to have a kennel license to have “that many” dogs on her property.
23. Jester and/or Hamilton knowingly made this false claim that Plaintiff needed to have a kennel license.
24. The City of Greenfield, Indiana has a city ordinance requiring an owner of more than five (5) dogs to obtain a kennel license.
25. The County of Hancock, Indiana had no such kennel license ordinance.
26. Plaintiff’s home rests outside the city limits of the City of Greenfield, but within the County of Hancock.
27. Jester asked Plaintiff if she could come inside.
28. Plaintiff denied Jester and Hamilton entry into her home.
29. Plaintiff told Jester and Hamilton that she had five (5) dogs inside.
30. Plaintiff told Jester and Hamilton that two of these dogs were pregnant, one of which was in labor, and that the officers’ presence inside would stress out the dog in labor.
31. Plaintiff informed the officers that there were (2) feral cats that were attacked and suffered broken legs, but the officers did not see these cats.
32. Jester threatened to come back with a warrant unless Plaintiff let the officers inside her home.
33. Plaintiff, again, refused granting Jester and Hamilton entry into her home.
34. After thirty-six (36) minutes of interrogating Plaintiff at her front door, Jester and Hamilton left Plaintiff’s home at 2:16 p.m.
35. Later that same day, Jester drafted a report and titled it “Officer Jester 402: County Run 7/10/2017.” (hereinafter “County Run Report”).

36. Jester stated in her County Run Report that Plaintiff advised her that she had five (5) dogs inside, two (2) of which were not hers in that she is breeding them.

37. At some point after drafting her County Run Report, Jester drafted a Search Warrant Affidavit (hereinafter “Affidavit”).

38. Jester swore in her Affidavit that she received a complaint that “the resident at 6125 N. 400 E had 14 dogs inside the residence.”

39. Jester failed to provide any testimony in her Affidavit to corroborate this anonymous hearsay complaint.

40. Jester’s inclusion of this uncorroborated anonymous hearsay complaint within her Affidavit violated the Fourth Amendment and Ind. Code § 35-33-5-2(b).

41. Jester knowingly provided false testimony within her Affidavit by testifying that Plaintiff had told Jester that Plaintiff had seven (7) dogs inside her home, this directly contradicted by Jester’s County Run Report.

42. Jester admitted this sworn statement was false once confronted during cross-examination, while under oath, at the February 9, 2018 hearing on Plaintiff’s Motion to Suppress, heard before the Hancock County Superior Court 2 in cause number 30D02-1708-CM-1602.

43. Jester knowingly provided false testimony within her Affidavit by testifying, “Per county ordinance there is a maximum of 5 animals of the property and then a kennel license would be needed.”

44. Jester admitted this sworn statement was false once confronted during cross-examination, while under oath, at the February 9, 2018 hearing on Plaintiff’s Motion to Suppress, heard before the Hancock County Superior Court 2 in cause number 30D02-1708-CM-1602.

45. Jester provided no testimony within her Affidavit as to whether or not Plaintiff in fact had any such kennel license.

46. Jester further testified in her Affidavit that “at this time we are concerned for the welfare of the animals inside the home that may be injured as well as the animals that are being kept in the barn.”

47. Jester made no allegation of unlawful conduct within her Affidavit.

48. Jester conspired with Hamilton and Dehoney on the drafting of the Affidavit.

49. Dehoney, as the Director of the City of Greenfield Hancock County Animal Management, supervised and approved of Jester and Hamilton’s conduct described herein.

50. Dehoney reviewed and approved of Jester’s Affidavit.

51. Jester submitted her Affidavit to a Magistrate Judge of the Hancock County Circuit Court at 11:00a.m. on July 11, 2017.

52. While waiting for a judge to review the Affidavit, Jester, Hamilton, Dehoney, Deputy Miller, and other unknown Hancock County Sheriff Deputies, at or near 11:45 a.m., physically seized Plaintiff and her adult son, they were told that they could not leave their home. Plaintiff and her adult son were illegally arrested at the time of their detention.

53. Jester, Hamilton, Dehoney, Miller, and unknown Hancock County Sheriff Deputies, at or near 11:45 a.m., falsely imprisoned Plaintiff and her adult son while waiting for a judge to grant and sign their search warrant.

54. At 11:58a.m. this same date, a Magistrate Judge of the Hancock County Circuit Court signed a Search Warrant based on Jester’s Affidavit.

55. At 2:00 p.m. with the illegal search warrant in hand, Defendants entered upon Plaintiff’s property and home “to seize and check the welfare of the animals’.

56. Plaintiff and her adult son watched in fear as the armed Defendants, acting in a hostile and intimidating manner, entered their home, rummaged through their private effects, ransacking their living room, kitchen, bathroom, each of their bedrooms; and took unnecessary and intrusive photographs. Defendants also illegally searched Plaintiff's barn.

57. Defendants illegally seized all of Plaintiff's valuable animals: twelve (12) Mastiff dogs and four (4) horses. Plaintiff considered her animals to be her 'family', providing her emotional wellbeing and her financial livelihood. The illegal taking of her 'family' caused Plaintiff extreme emotional distress and financial loss. The publicity that has been and has continued to be generated as a direct and proximate result of the Defendants' illegal conduct, has severely damaged Plaintiff's reputation as a knowledgeable, reliable and honest Mastiff breeder, dog and horse trainer.

58. Over the next several days, Plaintiff's animals were subjected to extensive prodding, poking, and testing by veterinarian, Cheryl Miller, DVM; retained by the City of Greenfield / Hancock County Animal Management.

59. Dr. Miller concluded that Plaintiff's dogs and horses were 'all fine'.

60. Dr. Miller concluded that "In general the body conditions of the dogs were good with 'Denver' and 'Princess' being slightly overweight."

61. Dr. Miller further concluded that "The 4 horses were all in adequate body condition. The Stallion was slightly thin with his ribs being visible but he did have good muscling through his shoulders and hind quarters."

62. The "slightly thin" horse that Dr. Miller referred to, "Comanche," was given a "4" out of a possible '9' rating on the body conditioning scale with a '0 being emaciated', '4-5 being good-ideal', and '9 being obese'.

63. On August 2, 2017 the State of Indiana filed an Information in the Hancock County Superior Court 2 alleging Plaintiff was guilty of several counts of animal cruelty as Class A Misdemeanors in cause number 30D02-1708-CM-001602.

64. On August 8, 2017 Plaintiff was once again placed under arrest by the Defendants under cause number 30D02-1708-CM-001602.

65. Plaintiff was held in custody until a bond was posted on or about August 15, 2017.

66. On August 14, 2017 the Hancock County Superior Court 2 issued an Order for Plaintiff to pay \$2,200 each month for the maintenance of her animals. Failure to pay the monthly fee would result in the animals being subject to possible euthanasia, being sold, and / or adopted by strangers. The monthly \$2200.00 fee that Plaintiff paid, has not been returned to her.

67. The State of Indiana threatened to give away or kill Plaintiff's animals by filing its August 7, 2017 motion entitled "State's Motion to Give Animal Control the Power to Determine Disposition of Animals" wherein it requested the power to place Plaintiff's dogs and horses "for adoption or euthanasia . . ."

68. On or about August 14, 2017 Plaintiff's former counsel, Anthony Jay Saunders, informed Plaintiff that the deputy prosecutor in charge of the criminal case, Craig Martin, offered to dismiss the charges if she would agree to a "diversion" program that would allow for the immediate release of the animals to Plaintiff.

69. As part of the diversion agreement; Deputy Prosecutor Martin demanded that Plaintiff move out of Hancock County, State of Indiana, which Plaintiff was willing to do to secure the immediate release of her 'family'. Plaintiff and counsel signed the diversion agreement. Deputy Prosecutor Craig Martin electronically signed the diversion agreement.

70. In reliance upon the diversion agreement and promises made by Martin, Plaintiff sold her home and acreage that she had owned for over twenty (20) years, 6125 North 400 East, Greenfield, County of Hancock, Indiana, 46140 on September 28, 2017, consequently losing thousands of dollars.

71. Plaintiff abided by the diversion agreement and the promises made by Martin and moved to Texas. Not having enough money from the sale of her home, and not being able to conduct her routine business, Plaintiff could not purchase a home in Texas and had to lease a property.

72. On December 27, 2017 Marie Castetter, Chief Deputy Prosecutor for Hancock County, unilaterally revoked the diversion agreement and Martin's promises.

73. Prosecutor Castetter made the knowingly false statement that Deputy Prosecutor Martin 'did not use our new diversion form rendering the agreement unenforceable'.

74. Prosecutor Castetter made the knowingly false statement that Deputy Prosecutor Martin's electronic signature on the diversion agreement, was 'not sufficient' making the agreement unenforceable.

75. Prosecutor Castetter made such statement knowing and / or should have known that it was falsely given in that Rule 86(I) of the Indiana Rules of Trial Procedure explicitly permit an attorney to electronically sign a document.

76. Prosecutor Castetter made such statement knowing it was falsely given in that she routinely electronically signs pleadings and documents that are filed with the Court, i.e. her Appearance in State v. Michael D. Montgomery, 30C01-1801-F5-000131; State's Notice of Discovery Compliance in State v. Anthony Robert Martin, 30C01-1711-F4-2398; Motion to Dismiss Cause Without Prejudice, State v. Derick B. Mitchell, 30D02-1709-F6-1955.

77. Prosecutor Castetter made such statement knowing it was falsely given in that her superior, the elected Chief Prosecuting Attorney for Hancock County, Brent Eaton, electronically signs his name to pleadings, i.e. Agreed Entry to Amending Plea Agreement, State v. Toby C. Atkins, 30C01-1701-F5-000115.

78. On December 28, 2017 Prosecutor Castetter made the knowingly false statement that “Animal Management is not on board with diversion which is required in our office.”

79. Prosecutor Castetter admitted said statement was false in a subsequent email to Plaintiff’s counsel on the same date in which she stated, “They [Animal Management] do not direct our handling of the cases, but their input is something considered.”

80. On December 12, 2017 Plaintiff filed a Motion to Suppress in Hancock County Superior Court 2.

81. On February 8, 2018 Hancock County Superior Court 2 held a hearing on Plaintiff’s Motion to Suppress during which Jester, Hamilton, and Dehoney testified under oath.

82. On February 23, 2018 the Honorable Judge Dan E. Marshall of the Hancock County Superior Court 2 issued an Order in cause number 30D02-1708-CM-1602 granting Plaintiff’s Motion to Suppress.

83. In said Order, Judge Marshall held Jester’s Affidavit “Failed to allege unlawful conduct.”

84. In said Order, Judge Marshall held Jester’s Affidavit “contained numerous errors of law and fact.”

85. In said Order, Judge Marshall held “the Good Faith Exception does not apply due to the inadequacies of the Search Warrant Affidavit.”

86. In said Order, Judge Marshall held Jester’s Affidavit “does not comply with the Fourth Amendment to the United States Constitution.”

87. In said Order, Judge Marshall held “all evidence obtained as a result of the execution of the Search Warrant in this cause is hereby suppressed.”

88. On February 23, 2018 the State of Indiana filed, and the Hancock County Superior Court granted, a Motion to Dismiss all criminal charges.

89. Defendants continued to unlawfully deny Plaintiff possession of her dogs and horses for a total of 228 days, until finally returning them to Plaintiff on or about February 24, 2018.

90. The City of Greenfield failed to provide adequate training to Jester and/or Hamilton and/or Dehoney as to all necessary information, including all positive and mitigating factors, that needs to be in a search warrant Affidavit to allow a judicial officer to be able to make a fair and just determination as to whether a search warrant should be issued.

91. Nonetheless, the City of Greenfield permitted Jester and/or Hamilton and/or Dehoney to draft, execute, and submit a search warrant Affidavit to a court of law seeking a warrant to enter upon a citizen's private property, enter their home, to disturb the Plaintiff's pursuit of life, liberty, and happiness, and conducted a search, seizure and then deprive Plaintiff of her 'family'.

92. The County of Hancock, City of Greenfield, Amanda Dehoney failed to provide adequate training to Jester and/or Hamilton and / or Dehoney; on how to draft, execute and submit a search warrant Affidavit to search and seize Plaintiff's property.

93. Nonetheless, the County of Hancock and city of Greenfield permitted Jester and/or Hamilton and / or Dehoney to draft, execute, and submit a search warrant Affidavit to a court of law seeking a search warrant to search and seize Plaintiff's property.

94. The County of Hancock and city of Greenfield failed to provide adequate training to Miller and unknown Hancock County Sheriff Deputies on how to determine whether a warrant is

so lacking in indicia of probable cause that no reasonable officer could objectively rely upon it and should not serve it.

95. The City of Greenfield / County of Hancock vested final policy making authority in Dehoney in terms of where within the County of Hancock the City of Greenfield Hancock County Animal Management may enforce the City of Greenfield city ordinances.

96. As a direct and proximate result of Defendants' unlawful conduct, Plaintiff was banished from her home and forced to sell her home for a substantial loss where she had peaceably resided for over twenty (20) years.

97. As a direct and proximate result of Defendants' unlawful conduct, Plaintiff has had to expend attorney fees to recover her animals.

98. As a direct and proximate result of Defendants' unlawful conduct, Plaintiff's property, i.e. her twelve (12) dogs and four (4) horses, suffered separation anxiety and mistreatment.

99. As a direct and proximate result of Defendant's unlawful conduct, Plaintiff's reputation as an experienced, reliable and honest Mastiff breeder has been irreparably damaged.

100. As a direct and proximate result of Defendants' unlawful conduct, Plaintiff incurred monetary damages due to traveling between Texas and Indiana, making said trip several times in the hope of recovering her animals.

101. As a direct and proximate result of Defendants' unlawful conduct, Plaintiff was unable and continues to be unable to earn income from the breeding and selling of the litters that would have been born.

102. As a direct and proximate result of Defendants' unlawful conduct, Plaintiff has incurred substantial financial expense in trying to rehabilitate her animal's emotional and physical health.

103. As a direct and proximate result of Defendants' unlawful conduct, Plaintiff suffered severe depression, anxiety, and a sense of loss of the unconditional love provided by her 'family'.

V. Legal Claims

COUNT I

**Violation of the Fourth Amendment to the United States Constitution
42 U.S.C. §1983
Unlawful Search of Mrs. Pope's Home**

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

COUNT II

**Violation of the Fourth Amendment to the United States Constitution
42 U.S.C. §1983
Unlawful Seizure of Mrs. Pope's Person**

105. On or about July 11, 2017 Defendants, while acting color of law, did unlawfully seize Mrs. Pope while unlawfully searching her home and seizing her property.

COUNT III

**Violation of the Fourth Amendment to the United States Constitution
42 U.S.C. §1983
Unlawful Seizure of "Gypsy"**

106. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did violate Plaintiff Pope's Fourth Amendment right against unreasonable seizure by unlawfully seizing her property, to wit: a canine Mastiff known as "Gypsy."

COUNT IV

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Pistol”

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

COUNT V

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “JR”

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

COUNT VI

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Gunner”

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

COUNT VII

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Denver”

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

COUNT VIII

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Cheyenne”

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

COUNT IX

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Shantelli”

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

COUNT X

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Princess”

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

COUNT XI

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Montana”

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

COUNT XII

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Zoey”

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

COUNT XIII

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Crystal”

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

COUNT XIV

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Tank”

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

COUNT XV

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Apache”

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

COUNT XVI

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Grace”

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

COUNT XVII

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Lakota”

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

COUNT XVIII

Violation of the Fourth Amendment to the United States Constitution

42 U.S.C. §1983

Unlawful Seizure of “Comanche”

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

COUNT XIX

Conspiracy to Violate the Fourth Amendment to the United States Constitution

42 U.S.C. §1985

Conspiracy to Unlawfully Seize “Gypsy”

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

COUNT XX

Conspiracy to Violate the Fourth Amendment to the United States Constitution

42 U.S.C. §1985

Conspiracy to Unlawfully Seize “Pistol”

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

COUNT XXI

Conspiracy to Violate the Fourth Amendment to the United States Constitution

42 U.S.C. §1985

Conspiracy to Unlawfully Seize “JR”

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

COUNT XXII

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Gunner”**

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

COUNT XXIII

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Denver”**

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

COUNT XXIV

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Cheyenne”**

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

COUNT XXV

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Shantelli”**

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

COUNT XXVI

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Princess”**

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

COUNT XXVII

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Montana”**

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

COUNT XXVIII

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Zoey”**

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

COUNT XXIX

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Crystal”**

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

COUNT XXX

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Tank”**

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

COUNT XXXI

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Apache”**

134. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to violate Plaintiff Pope’s Fourth Amendment right against unreasonable seizure by agreeing to unlawfully seize her property, to wit: a horse known as “Apache.”

COUNT XXXII

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Grace”**

135. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to violate Plaintiff Pope’s Fourth Amendment right against unreasonable seizure by agreeing to unlawfully seize her property, to wit: a horse known as “Grace.”

COUNT XXXIII

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Lakota”**

136. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to violate Plaintiff Pope’s Fourth Amendment right against unreasonable seizure by agreeing to unlawfully seize her property, to wit: a horse known as “Lakota.”

COUNT XXXIV

**Conspiracy to Violate the Fourth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Unlawfully Seize “Comanche”**

137. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to violate Plaintiff Pope’s Fourth Amendment right against unreasonable seizure by agreeing to unlawfully seize her property, to wit: a horse known as “Comanche.”

COUNT XXXV

**Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Gypsy”**

138. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 “Gypsy” without affording Plaintiff Pope a pre-deprivation review hearing.

COUNT XXXVI

**Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Pistol”**

139. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XXXVII
Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “JR”

140. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XXXVIII
Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Gunner”

141. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XXXIX

**Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Denver”**

142. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XL

**Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Cheyenne”**

143. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLI

**Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Shantelli”**

144. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLII
Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Princess”

145. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLIII
Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Montana”

146. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLIV

Violation of the Fourteenth Amendment to the United States Constitution

42 U.S.C. §1983

Deprivation of Due Process for “Zoey”

147. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLV

Violation of the Fourteenth Amendment to the United States Constitution

42 U.S.C. §1983

Deprivation of Due Process for “Crystal”

148. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLVI

Violation of the Fourteenth Amendment to the United States Constitution

42 U.S.C. §1983

Deprivation of Due Process for “Tank”

149. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLVII
Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Apache”

150 On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLVIII
Violation of the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1983
Deprivation of Due Process for “Grace”

151. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT XLIX

Violation of the Fourteenth Amendment to the United States Constitution

42 U.S.C. §1983

Deprivation of Due Process for “Lakota”

152. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT L

Violation of the Fourteenth Amendment to the United States Constitution

42 U.S.C. §1983

Deprivation of Due Process for “Comanche”

153. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did unlawfully violate Plaintiff 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 “Comanche” without affording Plaintiff Pope a pre-deprivation review hearing.

COUNT LI

Conspiracy to Violate the Fourteenth Amendment to the United States Constitution

42 U.S.C. §1985

Conspiracy to Deprive of Due Process for “Gypsy”

154. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process

of law by agreeing to deprive 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 “Gypsy” without affording Plaintiff Pope a pre-deprivation review hearing.

COUNT LII

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985**

Conspiracy to Deprive of Due Process for “Pistol”

155. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LIII

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985**

Conspiracy to Deprive of Due Process for “JR”

156. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LIV

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for “Gunner”**

157. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LV

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for “Denver”**

158. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LVI

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for “Cheyenne”**

159. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while

acting under color of law, did conspire to unlawfully violate Plaintiff Pope's right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LVII

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for "Shantelli"**

160. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope's right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LVIII

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for "Princess"**

161. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope's right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LIX

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for “Montana”**

162. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LX

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for “Zoey”**

163. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LXI

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985**

Conspiracy to Deprive of Due Process for “Crystal”

164. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LXII

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985**

Conspiracy to Deprive of Due Process for “Tank”

165. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LXIII

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985**

Conspiracy to Deprive of Due Process for “Apache”

166. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while

acting under color of law, did conspire to unlawfully violate Plaintiff Pope's right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LXIV

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for "Grace"**

167. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope's right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LXV

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for "Lakota"**

168. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope's right to due process of law by agreeing to deprive 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 Plaintiff Pope a pre-deprivation review hearing.

COUNT LXVI

**Conspiracy to Violate the Fourteenth Amendment to the United States Constitution
42 U.S.C. §1985
Conspiracy to Deprive of Due Process for “Comanche”**

169. On or about July 10, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did conspire to unlawfully violate Plaintiff Pope’s right to due process of law by agreeing to deprive 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 “Comanche” without affording Plaintiff Pope a pre-deprivation review hearing.

COUNT LXVII

False Imprisonment of Mrs. Pope

170. On or about July 11, 2017 Defendants, while acting color of law, did falsely imprison Mrs. Pope while unlawfully searching her home and seizing her property by unlawfully confining and/or arresting her without probable cause.

COUNT LXVIII

Battery of Mrs. Pope

171. On or about July 11, 2017 Defendants, while acting color of law, did commit battery against Mrs. Pope by unlawfully touching her while unlawfully searching her home and seizing her property.

COUNT LXIX
Intentional Infliction of Emotional Distress

172. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield 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 entering her home, unlawfully searching her home, unlawfully photographing the inside of her home, 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 executing an unlawful search warrant, all of which thereby intentionally and/or recklessly causing Plaintiff 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.

COUNT LXX
Negligent Infliction of Emotional Distress

173. On or about July 11, 2017 Amanda Dehoney, Ronda Jester, Heather Hamilton, Jeremy Miller, and other unknown officials of the City of Greenfield County of Hancock, while acting under color of law, did negligently inflict emotional distress upon Carol Pope by engaging in the extreme and outrageous conduct of unlawfully entering her home, unlawfully searching her home, unlawfully photographing the inside of her home, 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 executing an unlawful search warrant, all of which being the proximate cause of Plaintiff Pope having to suffer from severe emotional distress, to wit: having her private home ransacked by strangers,

having her private home photographed, 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.

COUNT LXXI
Conversion
“Pistol”

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

COUNT LXXII
Conversion
“JR”

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

COUNT LXXIII
Conversion
“Gunner”

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

COUNT LXXIV

Conversion

“Denver”

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

COUNT LXXV

Conversion

“Cheyenne”

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

COUNT LXXVI

Conversion

“Shantelli”

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

COUNT LXXVII

Conversion

“Princess”

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

COUNT LXXVIII

Conversion

“Montana”

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

COUNT LXXIX

Conversion “Zoey”

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

COUNT LXXX

Conversion

“Crystal”

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

acting under color of law, did unlawfully commit conversion of Plaintiff Pope's property by exercising unlawful control over her property, to wit: a canine Mastiff known as "Crystal."

COUNT LXXXI
Conversion
"Tank" and "Gypsy"

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

COUNT LXXXII
Conversion
"Apache"

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

COUNT LXXXIII
Conversion
"Grace"

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

COUNT LXXXIV
Conversion
“Lakota”

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

COUNT LXXXV
Conversion
“Comanche”

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

VI. PRAYER FOR RELIEF:

WHEREFORE, Plaintiff prays that this Court:

- 189. Accept jurisdiction of this case and set it for a pre-trial hearing at the earliest opportunity.
- 190. Award Plaintiff damages against Defendants in the amount of two (2) million five (500) hundred thousand dollars (\$2,500,000.00).
- 191. Award Plaintiff her costs and reasonable attorney fees pursuant to 42 U.S.C. § 1988.
- 192. Grant to the Plaintiff a **Jury Trial**.
- 193. Grant to the Plaintiff all other relief just and proper in the premises.

Respectfully Submitted:

PINKUS & PINKUS

/s/ I. Marshall Pinkus
Attorney No. 5750-4

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Complaint for Damages and Demand For Jury Trial, was filed electronically and duly served, along with a Summons upon the following Defendants by U.S. Certified Mail Return Receipt to the Clerk of the United States District Court Southern District of Indiana Indianapolis Division on or about the date of filing:

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 Management Officer/Director
c/o City of Greenfield Hancock County Animal Management
809 South State Street
Greenfield, IN 46140

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

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

Sheriff of Hancock County, IN
And 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

Respectfully,

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

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