

# In the Indiana Supreme Court

Kortney Elzey,  
Appellant,

v.

State of Indiana,  
Appellee.

Supreme Court Case No.  
24S-CR-436

Court of Appeals Case No.  
23A-CR-3058

Trial Court Case Nos.  
35C01-2001-F6-17  
35C01-2102-F6-46  
35C01-2102-F6-48  
35C01-2110-F6-325  
35C01-2309-PC-9



## Order

Oral argument in this matter is scheduled for 9:00 a.m. on Thursday, February 27, 2025. Indiana Appellate Rule 53(E) permits amicus curiae to participate in oral argument without further motion “to the extent that all parties with whom the amicus curiae is substantively aligned consent.” Here, the State Public Defender appeared as amicus curiae and filed a brief at the Court’s invitation, and the brief indicated that amicus is not substantively aligned with either party. The State Public Defender has therefore requested the Court allot an additional ten minutes of argument time to allow her participation without requiring the parties to share their time.

Being duly advised, the Court GRANTS the State Public Defender’s “Motion for Time in Oral Argument.” The Appellant will open the argument and may reserve a portion of its twenty minutes for rebuttal. The Appellee will argue second, with twenty minutes of argument, and the State Public Defender will argue third, with ten minutes of argument. The Appellant will then close the argument with any time reserved for rebuttal.

Done at Indianapolis, Indiana, on 2/13/2025.

Loretta H. Rush  
Chief Justice of Indiana

All Justices concur except Goff, J., who is not participating.