

July 15, 2022

Via Email To: info@toddrokita.com

Attorney General Todd Rokita
302 W. Washington St. IGCS 5th Floor
Indianapolis, IN 46204-2770

Re: Dr. Caitlin Bernard – Cease and Desist

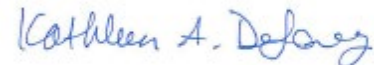
Dear General Rokita:

Our office represents Dr. Caitlin Bernard. Please immediately cease and desist making any false or misleading statements about Dr. Bernard. Your false and defamatory statements to Fox News on July 13, 2022, cast Dr. Bernard in a false light and allege misconduct in her profession. Even after the release of the TPR through public record requests, confirming that Dr. Bernard fully complied with all applicable reporting laws, your subsequent statements to local and national news sources on July 14, 2022, further cast Dr. Bernard in a false light and mislead consumers and patients. We are especially concerned that, given the controversial political context of the statements, such inflammatory accusations have the potential to incite harassment or violence from the public which could prevent Dr. Bernard, an Indiana licensed physician, from providing care to her patients safely.

Please cease and desist from making false and misleading statements about alleged misconduct by Dr. Bernard in her profession, which constitute defamation per se. Moreover, to the extent that any statement you make exceeds the general scope of your authority as Indiana's Attorney General, such a statement forms the basis of an actionable defamation claim.

This correspondence is not intended as a full recitation of the facts or a complete review of applicable law. Nothing contained in or omitted from this correspondence is or shall be deemed to be a limitation, restriction, or waiver of any of Dr. Bernard's rights or remedies, either at law or in equity, in connection with any of the matters raised herein, all of which are expressly reserved.

Sincerely,



Kathleen A. DeLaney

Cc: Caitlin Bernard, M.D.