

STATE OF MINNESOTA
IN SUPREME COURT
A11-1222



State Senator Warren Limmer, et al.,

Petitioners,

vs.

Lori Swanson in her official capacity
as Attorney General, et al.,

Respondents.

O R D E R

On July 8, 2011, State Senators Warren Limmer, Scott J. Newman, Sean R. Nienow, and Roger C. Chamberlain and State Representatives Glenn H. Gruenhagen and Ernest G. Leiding filed a petition for a writ of quo warranto in this court against Attorney General Lori Swanson, Governor Mark Dayton, Commissioner of the Department of Management and Budget Jim Showalter, and Chief Judge of Ramsey County District Court Kathleen R. Gearin. Petitioners challenge the authority of the Ramsey County District Court to order expenditures from the state treasury in the absence of a legislative appropriation, as ordered in *In Re Temporary Funding of Core Functions of the Executive Branch of the State of Minnesota*, No. 62-CV-11-5203 (Ramsey County District Court), and the authority of the Attorney General to request such relief.

Based upon all the files, records and proceedings herein,

IT IS HEREBY ORDERED THAT:

1. Petitioners shall file proof of service on respondents not later than Tuesday, July 12, 2011.

2. Respondents may serve and file any responses to the petition, and any supporting materials, not later than 4:00 p.m., Monday, July 18, 2011.

3. Any other person who wishes to intervene may serve and file a motion to intervene along with their response to the petition, and any supporting materials, not later than 4:00 p.m., Monday, July 18, 2011.

4. Petitioners may serve and file a reply to any responses not later than 4:00 p.m., Friday, July 22, 2011.

5. Parties may file their responses by e-mail to the Clerk of Appellate Courts at the following address: mjcappellateclerkofcourt@courts.state.mn.us. The original and two copies of a document filed by e-mail shall be submitted by postal mail to the Clerk of Appellate Courts along with the original proof of service. Responses and reply shall be in the form provided in Minn. R. Civ. App. P. 132.02, except that text and footnotes shall appear in at least 13-point type or its equivalent.

6. Service of documents other than the petition and supporting materials by e-mail is permissible. All counsel shall notify the Clerk of Appellate Courts of an e-mail address to which documents may be transmitted, and shall notify opposing counsel of an e-mail address to which documents may be transmitted for service upon the notifying party.

