

COMMONWEALTH OF KENTUCKY
FRANKLIN CIRCUIT COURT
DIVISION I
CIVIL ACTION NO. 18-CI-379
and
CIVIL ACTION NO. 18-CI-414

COMMONWEALTH OF KENTUCKY

ex rel. ANDY BESHEAR, ATTORNEY GENERAL, *et al.*

PLAINTIFFS

v.

ORDER

MATTHEW G. BEVIN, in his official capacity

as Governor of the Commonwealth of Kentucky, *et al.*

DEFENDANTS

This action is before the Court on the Amended Petition for a Declaration of Rights filed by Governor Bevin and the Attorney General's Motion to Strike the Amended Petition. The Kentucky League of Cities has also filed a Motion to Intervene and Motion for Leave to File Outside Filing Deadline. The parties appeared before the Court to argue these matters during Motion Hour on June 27, 2018. Attorney General Andy Beshear appeared on behalf of the Commonwealth, Steve Pitt appeared on behalf of Governor Bevin, and Barbara Edelman appeared on behalf of the Kentucky League of Cities. At that time, counsel for Governor Bevin moved this Court to voluntarily dismiss the Amended Petition under CR 41, and no party objected. In addition, the parties agreed that dismissal of the Amended Petition rendered the remaining motions moot. Accordingly, being sufficiently advised, the Court hereby **GRANTS** the Governor's Motion to Voluntarily Dismiss the Amended Petition and **DISMISSES** the Amended Petition without prejudice. Furthermore, the Court **DENIES** as moot the Attorney General's Motion to Strike and the Kentucky League of Cities' Motion to Intervene and Motion for Leave to File Outside Filing Deadline.

This is a final and appealable Order, and there is no just cause for delay in the entry of this judgment. Pursuant to CR 54.02(2), this Order and Judgment “shall be deemed to readjudicate finally as of that date and in the same terms all prior interlocutory orders and judgments determining claims which are not specifically disposed of” herein.

IT IS SO ORDERED this 27th day of June, 2018.



PHILLIP J. SHEPHERD, JUDGE
Franklin Circuit Court, Division I

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