

FILED

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IN THE SUPREME COURT OF THE STATE OF KANSAS
Docket No. 15-113267-S

LUKE GANNON, <i>et al.</i>	:	County Appealed From:
	:	Shawnee County District Court
Plaintiffs,	:	<i>In the Matter of Proceedings Before the</i>
	:	<i>Three-Judge Panel Appointed Pursuant to</i>
vs.	:	<i>K.S.A. 72-64b03 in re School Finance Litigation</i>
	:	Case No. 10-CV-1569
	:	
THE STATE OF KANSAS;	:	Proceeding under Chapter 60
JIM CLARK, in his individual	:	Party or Parties Who Will Appear as Appellees:
capacity and in his official capacity as	:	Unified School District No. 259
Secretary of the Kansas Department of	:	Unified School District No. 308
Administration,	:	Unified School District No. 443
	:	Unified School District No. 500
Defendants.	:	
	:	

**MOTION OF JIM CLARK, SECRETARY OF
THE KANSAS DEPARTMENT OF ADMINISTRATION,
FOR STAY OF OPERATION AND ENFORCEMENT OF THE PANEL'S JUDGMENT**

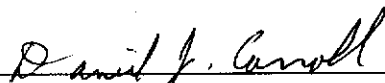
COMES NOW JIM CLARK, Secretary of the Kansas Department of Administration, and pursuant to Supreme Court Rule 5.01, K.S.A. 2014 Supp. 60-262(f)(1), and K.S.A. 60-2101(b), moves for an Order staying the operation and enforcement of the judgment entered by the

Three-Judge Panel (“Panel”) on June 26, 2015, entitled *Memorandum Opinion and Order and Entry of Judgment Regarding Panel’s Previous Judgment Regarding Equity and Plaintiffs’ Motion for Declaratory Judgment and Injunctive Relief* (hereinafter “Order”); with the exception that Secretary Clark does not request a stay of the Panel’s Order sustaining his Motion to Dismiss him in his personal capacity effective July 1, 2015, and found on page 83 of the Order.

An immediate stay is warranted in order to maintain the status quo while this Court reviews and considers the Panel’s unprecedented ruling. Secretary Clark adopts in full the Background and Arguments found in the *Motion of the State of Kansas for Stay of Operation and Enforcement of the Panel’s Judgment* filed in this Court on June 29, 2015, in the above case.

Pursuant to K.S.A. 2014 Supp. 60-262(f), Secretary Clark respectfully requests that this Court grant an immediate stay that suspends all of the Panel’s Order and maintains the real status quo until the Court can review the Panel’s decision and issue its own mandate in this case. A stay may be granted under this Court’s plenary powers, K.S.A. 20-101, K.S.A. 2014 Supp. 60-262(f) and/or K.S.A. 60-2101(b). No bond or other security may be required because this appeal and request is by the State of Kansas. K.S.A. 2014 Supp. 60-262(e).

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing has been served by U.S. Mail and electronic mail, upon:

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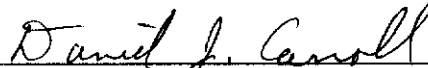
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Attorney for Defendant, RON ESTES, in His Individual and Official Capacity as Kansas State Treasurer.

this 30th day of June, 2015.



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