

STATE OF MINNESOTA  
COUNTY OF RAMSEY

DISTRICT COURT  
SECOND JUDICIAL DISTRICT

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The Ninetieth Minnesota State Senate and the  
Ninetieth Minnesota State House of  
Representatives,

Plaintiffs,

v.

Mark B. Dayton, in his official capacity as  
Governor of the State of Minnesota, and Myron  
Frans, in his official capacity as Commissioner  
of the Minnesota Department of Management  
and Budget,

Defendants.

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Case Type: Other Civil  
File No.: 62-CV-17-3601  
Judge: John H. Guthmann

**ORDER TEMPORARILY ALLOWING  
THE USE OF RECORDING BY AUDIO  
OR VIDEO MEANS IN COURTROOM  
1480**

Pursuant to Chief Judge John H. Guthmann's February 17, 2017 Administrative Order entitled "Amended Order Regarding the Use of Electronic and Recording Devices in Court Facilities", Rule 4 of the Minnesota Rules of General Practice, and in response to several Rule 4.03(a) notices of intent to cover by audio and/or video this court's scheduled hearing at 10:00 a.m. on June 26, 2017, this court makes the following:

**FINDINGS OF FACT**

1. Prior to the execution of this Order, the following media outlets filed written notices of intent to cover the scheduled hearing in the above-captioned matter by video or audio means:

- a. American Public Media Group
- b. The Up Take
- c. Minnesota House Public Information Office
- d. WCCO TV

2. Notice to all parties was properly given and the court considers the notices of intent and the notice to parties to be timely.

3. The parties filing notices of intent complied with all applicable rules and orders governing the use of recording devices during a scheduled civil hearing.

4. No party to this case objected to the notices of intent.

**THEREFORE, IT IS HEREBY ORDERED:**

1. Video and audio recording will be allowed in Courtroom 1480 of the Ramsey County Courthouse during the hearing scheduled to take place in the above-captioned matter on June 26, 2017 at 10:00 a.m.

2. Pursuant to Rule 4.04(a) of the Minnesota Rules of General Practice, only one video camera and one separate audio recording device will be permitted in the courtroom. Pooling arrangements shall be the sole responsibility of the media. All media outlets that have filed timely written notices of intent to cover by video or audio means shall be entitled to access the pool coverage.

3. The courtroom will open for set up at 8:30 a.m. and all equipment must be in place and ready for use by 9:00 a.m.

4. Filming must be completed and all camera and audio equipment removed from Courtroom 1480 immediately following the conclusion of the hearing.

5. This order only permits video and audio recording. Any live broadcast or live streaming of the proceedings is prohibited. Taking any video of spectators in the courtroom is also prohibited.

6. No video or audio recording may be conducted in any other Ramsey County Courthouse location where the use of recording devices is otherwise prohibited by the “Amended Order Regarding the Use of Electronic and Recording Devices in Court Facilities.”

7. From and after the time this Order is filed, any further notices of intent to cover district court proceedings by either audio or video means are untimely. However, this Order does not prohibit the media outlets covered by this Order from sharing their video or audio files with other interested media outlets without court involvement. *Cf.* Minn. R. Gen. Prac. 4.04(4).

Dated: June 21, 2017

BY THE COURT:

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John H. Guthmann  
Chief Judge, Second Judicial District