

STATE OF MINNESOTA
COUNTY OF RAMSEY

DISTRICT COURT
SECOND JUDICIAL DISTRICT
CASE TYPE: CIVIL

Destiny Dusosky,

Court File No. 62-Cv-18-2348

Plaintiff,

v.

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION FOR
SUMMARY JUDGMENT**

Michelle Fischbach,

Defendant.

This matter came on for hearing before the Court upon Plaintiff Destiny Dusosky's Motion for Summary Judgment (the "Motion"), which seeks an order (1) declaring that Lieutenant Governor Fischbach no longer holds the legislative office of state senator for Senate District 13 and (2) enjoining Lieutenant Governor Fischbach from continuing to exercise the powers of such office, including voting on matters before the Minnesota Senate. The Court, having considered all of the papers submitted in support of and in opposition to this Motion, the arguments of the parties, as well as all prior proceedings herein, and after due deliberation,

NOW, THEREFORE, HEREBY ORDERS THAT:

1. The Plaintiff's Motion is GRANTED.
2. Lieutenant Governor Fischbach ceased holding the legislative office of state senator for Senate District 13 upon assuming the executive office of lieutenant governor.
3. Lieutenant Governor Fischbach is enjoined from continuing to exercise the powers of the legislative office of state senator for Senate District 13.
4. This Order is immediately enforceable upon its entry.

IT IS SO ORDERED:

Dated: _____

Chief Judge John H. Guthmann

LET JUDGMENT BE ENTERED ACCORDINGLY.