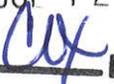


**FILED**  
**Court Administrator**

STATE OF MINNESOTA  
COUNTY OF RAMSEY

JUL 12 2011  
By  Deputy

DISTRICT COURT  
SECOND JUDICIAL DISTRICT

In re Government Shutdown Litigation,

Case Type: Civil  
Court File No. 62-CV-11-5203

In Re Temporary Funding of Core Functions of  
the Executive Branch of the State of Minnesota

**ORDER REGARDING MOOT  
PETITIONS DUE TO THE COURT'S  
JULY 7, 2011 ORDER ON THE  
DEPARTMENT OF HUMAN SERVICES  
LICENSING DIVISION**

On June 23, 2011, the undersigned heard oral argument pursuant to the Motion of Petitioner Lori Swanson, Attorney General for the State of Minnesota, for temporary funding of the executive branch. On June 29, 2011, the Court issued its Findings of Fact, Conclusions of Law and Order Granting Motion for Temporary Funding.

In its Findings of Fact, Conclusions of Law, and Order Granting Motion for Temporary Funding dated June 29, 2011, the Court appointed retired Minnesota Supreme Court Chief Justice Kathleen Blatz as Special Master to hear and make recommendations to the Court with respect to issues regarding compliance with the terms of its Order. On July 5, 2011, July 7, 2011, and July 8, 2011, Special Master Blatz conducted evidentiary hearings regarding Petitioners seeking state funding as providers of critical core functions of government.

The Court accepts and adopts the attached findings of the Special Master subject to modification pursuant to Minn. R. Civ. P. 53.07(b) with respect to the requests of government offices and petitions brought by programs (hereinafter listed). Based on the file, proceedings, and recommendations, the Court makes the following ORDER :

The Court takes no action on the petitions submitted to the Special Master by the following Petitioners requesting continued funding for staffing of the Department of Human Services Licensing Division because the July 7, 2011 Order has already specifically addressed their requests:

1. The Association of Residential Resources in Minnesota, Minnesota Development Achievement Center Association and Minnesota Habilitation Coalition, Inc.
2. The Minnesota Association of Community Mental Health Programs, Inc.
3. The Emily Program.
4. Lutheran Social Services.
5. The Minnesota Hospital Association.
6. St. David's Center for Child & Family Development.
7. Minnesota Council of Child Caring Agencies.
8. Care Providers of Minnesota, Inc. and Aging Services of Minnesota.

Dated: 7-12-11

BY THE COURT:



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The Honorable Kathleen R. Gearin  
Chief Judge  
Ramsey County District Court

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

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Court File No. 62-CV-11-5203

In Re: Temporary Funding of Core Functions  
of Executive Branch of the State of Minnesota

**SPECIAL MASTER  
RECOMMENDATIONS FOR CERTAIN  
PETITIONS MOOTED BY THE COURT'S  
JULY 7, 2011 ORDER REGARDING  
DEPARTMENT OF HUMAN SERVICES  
LICENSING DIVISION**

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Numerous petitions came before the Special Master, the Honorable Kathleen A. Blatz, in Room 230 of the Minnesota Judicial Center on July 1, 2011, July 5, 2011 and July 7, 2011.

Present before the Special Master were Lori Swanson, Attorney General; Alan Gilbert, Solicitor General and Deputy Attorney General; David Lillehaug, Special Counsel to the Office of the Governor; Joseph Cassioppi, Special Counsel to the Office of the Governor. Numerous attorneys and witnesses appeared for associations and other organizations to urge positions regarding continued operations during the government shutdown.

Based on the testimony, submissions from the attorneys and witnesses, and the arguments of counsel, and the Court's July 7, 2011 Order Regarding Petitions of Minnesota Department of Human Services Licensing Division, ARC Minnesota, Minnesota School Board Association & Intermediate School Districts (the "July 7<sup>th</sup> Order"), the Special Master makes the following:

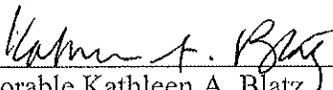
**Recommendation**

The Court should **TAKE NO ACTION** on the petitions submitted to the Special Master by the following Petitioners requesting continued funding for staffing of the Department of

Human Services Licensing Division because the July 7<sup>th</sup> Order has already specifically addressed their requests:

- The Association of Residential Resource in Minnesota, Minnesota Development Achievement Center Association, and Minnesota Habilitation Coalition, Inc.
- The Minnesota Coalition of Community Mental Health Programs, Inc.<sup>1</sup>
- The Emily Program
- Lutheran Social Services<sup>2</sup>
- The Minnesota Hospital Association
- St. David's Center for Child & Family Development
- Minnesota Council of Child Caring Agencies.
- Care Providers of Minnesota, Inc. and Aging Services of Minnesota<sup>3</sup>

Dated: July 11, 2011

  
\_\_\_\_\_  
The Honorable Kathleen A. Blatz  
Special Master

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<sup>1</sup> The Minnesota Coalition of Community Mental Health Programs, Inc.'s petition to the Special Master addressed issues beyond those specifically addressed by the Court in the July 7<sup>th</sup> Order. The Special Master will issue a separate recommendation to the Court to address these outstanding issues.

<sup>2</sup> This Petitioner brought multiple requests to the Special Master by way of two petitions. The Special Master will issue separate recommendations to the Court to address these other requests.

<sup>3</sup> These Petitioners brought a separate request for continued funding to the Department of Health to allow for staffing sufficient to continue updating the nursing assistant registry maintained by that Department. The Special Master will issue a separate recommendation to the Court to address this request.