

STATE OF MINNESOTA  
IN SUPREME COURT  
A17-1142



The Ninetieth Minnesota State Senate, et al.,

Respondents,

vs.

Mark B. Dayton, in his official capacity as  
Governor of the State of Minnesota, et al.,

Appellants.

ORDER

Based upon all the files, records, and proceedings herein,

IT IS HEREBY ORDERED that the motion of the Association for Government Accountability to intervene in the above-entitled matter be, and the same is, denied as untimely. *See* Minn. R. Civ. P. 24.01 (requiring a “timely application” for intervention as of right); Minn. R. Civ. P. 24.02 (requiring a “timely application” for permissive intervention); *see also SST, Inc. v. City of Minneapolis*, 288 N.W.2d 225, 230 (Minn. 1979) (explaining that the court will consider “how far the suit has progressed . . . , the reason for the delay, and the possible prejudice of the delay to the existing parties” in considering the timeliness of an intervention motion).

IT IS FURTHER ORDERED that the motion of We the People to file a late amicus brief in support of respondents be, and the same is, denied as untimely. *See* Minn. R. Civ.

App. P. 129.01 (“The applicant shall serve and file a request for leave no later than 15 days after the . . . appellate court order granting review.”).

Dated: September 28, 2017

BY THE COURT:

A handwritten signature in black ink, appearing to read "Lorie S. Gildea". The signature is written in a cursive, flowing style.

Lorie S. Gildea  
Chief Justice

STRAS, J., took no part in the consideration or decision of this case.