

IN THE IOWA DISTRICT COURT FOR MUSCATINE COUNTY

FILED  
2005 AUG -4 AM 8:11

JEFF L. TOLIVER  
CLERK OF DISTRICT COURT  
MUSCATINE CO. IOWA

STATE OF IOWA, ex rel. GARY R.)  
ALLISON as County Attorney for)  
Muscatine County, Iowa, )

Plaintiff, )

vs. )

THOMAS J. VILSACK, Governor of)  
the State of Iowa, 99AG10250, )

Defendant. )


No. EQCV016165

RULING ON MOTION  
TO DISMISS

On August 3, 2005, Defendant's Motion to Dismiss came on for hearing with oral argument. Plaintiff appeared by Muscatine County Attorney Gary Allison and Assistant County Attorney Alan R. Ostergren. Defendant appeared by Attorney Julie F. Pottorff.

After review of the motion, resistance, and arguments of counsel the Court finds the Motion to Dismiss should be, and is hereby, overruled for reasons stated on the record.

Dated: August 3, 2005.

  
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Patrick J. Madden, Judge  
Seventh Judicial District of Iowa