

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

James and Lorie Jensen, et al.,
Plaintiffs,

Case No. 09-cv-01775 DWF/BRT

vs.

Minnesota Department of
Human Services, et al.,
Defendants.

**STATE DEFENDANTS' MOTION
TO STAY DECEMBER 18, 2019
ORDER (DOC. NO. 779)
PENDING APPEAL**

TO: Plaintiffs, by and through counsel, Shamus O'Meara, Esq. and Mark R. Azman, Esq., O'Meara, Leer, Wagner & Kohl, P.A., 7401 Metro Blvd, Suite 600, Minneapolis, Minnesota 55439.

Defendants Minnesota Department of Human Services, an agency of the State of Minnesota, and the State of Minnesota move the Court pursuant to Fed. R. Civ. P. 62 for an order staying their obligations related to Court's Order filed December 18, 2019 (Doc. No. 779) during the pendency of the appeal they filed with the Eighth Circuit Court of Appeals.¹ This Motion is based upon all files, records and proceedings herein, including the Memorandum of Law filed and served herewith.

Dated: January 10, 2020

KEITH ELLISON
Attorney General
State of Minnesota

s/ Scott H. Ikeda
SCOTT H. IKEDA
Assistant Attorney General
Atty. Reg. No. 0386771

¹ State Defendants ask the Court to promptly rule on the motion so that if denied State Defendants have a meaningful opportunity to seek a stay at the Eighth Circuit. See Fed. R. Civ. App. P. 8(a).

AARON WINTER
Assistant Attorney General
Atty. Reg. No. 0390914

ANTHONY R. NOSS
Assistant Attorney General
Atty. Reg. No. 0391312

445 Minnesota Street, Suite 1400
St. Paul, Minnesota 55101-2131
(651) 757-1385 (Voice)
(651) 282-5832 (Fax)
scott.ikeda@ag.state.mn.us
aaron.winter@ag.state.mn.us
anthony.noss@ag.state.mn.us

Attorneys For State Defendants

#4632290-v1