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IN THE THIRD JUDICIAL DISTRICT, SALT LAKE COUNTY  
STATE OF UTAH

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TOM GREGORY, et al.,

Plaintiffs,

vs.

MARK SHURTLEFF, et al.,

Defendants.

**RULING**

Case No. 080908814

Judge: L.A. DEVER

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The above entitled matter is before the Court on Defendants' Motion to Dismiss Counts 1 and 2 of Plaintiffs' Complaint and Plaintiffs' Motion to Strike Evidentiary Matters. Having reviewed the Parties' Motions and Oppositions thereto, and, having heard oral arguments on the matter on March 26, 2009, the Court makes the following Ruling.

Background

Plaintiffs include various members of the Utah State Board of Education, Utah School Boards Association, Parent Teacher Association, Utah Education Association, former and current members of the State Legislature, and related groups. Plaintiffs seek a judgment from this Court declaring Senate Bill 2<sup>1</sup>, a bill passed in the 2008

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<sup>1</sup>The bill is entitled the Minimum School Program Budget Amendments. The bill:  
(1) establishes the value of the weighted pupil unit at \$2,577;  
(2) establishes a ceiling for the state contribution to the maintenance and operations portion of the Minimum School Program for fiscal year 2008-09 of \$2,495,183,979;

