

COMMONWEALTH OF KENTUCKY
FRANKLIN CIRCUIT COURT
DIVISION II
CIVIL ACTION NO. 08-CI-1950

ENTERED
FEB 03 2009
FRANKLIN CIRCUIT COURT
SALLY JUMP, CLERK

AMERICAN ATHEISTS INC., ET AL.

PETITIONERS

V.

AGREED ORDER

COMMONWEALTH OF KENTUCKY, ET AL.

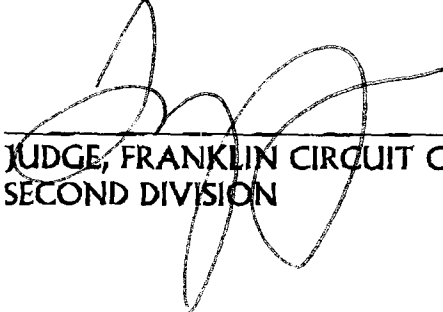
RESPONDENTS

*** **

The plaintiffs, by counsel, and the defendants, by counsel, being in agreement, and the Court being duly and sufficiently advised and finding as follows:

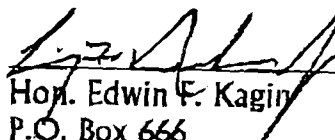
1. Plaintiffs and Defendants agree that no discovery shall be taken at this time. Plaintiffs agree not to take proposed depositions at this time, however, Plaintiffs will be permitted to seek all openly available data regarding the challenged statutes, including, but not limited to the filing of open records requests to the appropriate agencies or individuals thereof, including the Office of Homeland Security and the Legislative Research Committee, pursuant to KRS 61.870 et seq. The parties further agree that additional discover will commence only if Defendants' Motion for Dismissal/Partial Summary Judgment is overruled.
2. It is further agreed that Defendants shall have until Friday, January 30, 2009 to file their Motion for Dismissal/Partial Summary Judgment. Plaintiffs will have until Friday, February 27, 2009 to file a Response. Defendants will have until March 13, 2009 to file any Reply.

SO ORDERED, this 1 day of Feb, 2009.

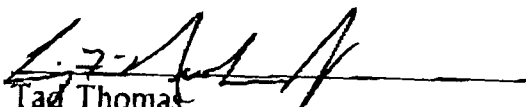


JUDGE, FRANKLIN CIRCUIT COURT
SECOND DIVISION

AGREED TO:


Hon. Edwin F. Kagin *per Edwin Kagin per telephone permission*
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