

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

SECOND JUDICIAL DISTRICT

Case Type: CIVIL

<p>In Re: Temporary Funding of Core Functions of the Executive Branch of the State of Minnesota</p>	<p>Court File No. 62-cv-11-5203 Chief Judge Kathleen Gearin Special Master Kathleen Blatz ORDER REGARDING MINNESOTA ZOOLOGICAL GARDEN</p>
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Pursuant to the Court order dated June 29, 2011, Special Master Kathleen Blatz heard the Petition of Minnesota Zoological Garden on July 1, 2011. Based upon all of the files, records and proceedings herein, and based further upon the recommendation of Special Master Kathleen Blatz, the Court issues the following Order:

ORDER

- (1) Until further Order of this Court, the Commissioner of the Department of Management & Budget shall receive funds from and disburse funds out of the "Zoo Concession and Revenue Account" as otherwise required by Chapter 85A.04 of the Minnesota Statutes, and pursuant to the course of conduct and usual and customary procedures maintained by the parties over the past biennium.
- (2) Until further Order of this Court, the Commissioner of Management and Budget may not impede the Plaintiff's use of funds on hand or specially dedicated by statute to the "Zoo Concession and Revenue Account."

- (4) Until further order of this Court, this Order shall direct the Commissioner of Management and Budget to expend funds as directed by the Plaintiff Zoo for the "Zoo Concession and Revenue Account" as specifically and perpetually appropriated by Minn. Stat. §85A.04.
- (5) The Commissioner and his staff are given immunity from liability for following the directives of this Order.
- (6) Until further Order of this Court, the Plaintiff Minnesota Zoological Garden may, in the sole discretion of its governing Board and as budgeted pursuant to Minn. Stat §45A.04, operate during its normal and usual business hours.

BY THE COURT:

Dated: July 1, 2011

Kathleen Gearin
Chief Judge of District Court
First Judicial District