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ATTORNEYS FOR PLAINTIFFS

MONTANA ELEVENTH JUDICIAL DISTRICT COURT, FLATHEAD COUNTY

| KENDRA ESPINOZA, JERI ELLEN ANDERSON, and JAIME SCHAEFER, Plaintiffs, |) Cause No. DV 15-1152A) Judge David M. Ortley) |
|---|---|
| v. MONTANA DEPARTMENT OF REVENUE, and MIKE KADAS, in his official capacity as DIRECTOR of the MONTANA DEPARTMENT OF REVENUE, |))) PLAINTIFFS' MOTION FOR) PRELIMINARY INJUNCTION))) |
| Defendants. |))) |

Pursuant to Montana Rules of Civil Procedure Rule 7, Uniform District Court Rule 2, and Eleventh Judicial District Court Rule 8, Plaintiffs Kendra Espinoza, Jeri Ellen Anderson, and Jaime Schaefer, respectfully move this Court for a preliminary injunction enjoining the Department of Revenue's "Rule 1," which prohibits Plaintiffs and other families from using the State's new Scholarship Tax-Credit Program to send their children to religious private schools. Filed with this motion are a memorandum of law in support of this motion and a proposed order granting this motion.

DATED this 28th day of January, 2016

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on January 28, 2016, a true and correct copy of the foregoing document was served on the following persons:

Daniel J. Whyte Brendan Beatty Montana Department of Revenue Sam W. Mitchell Building 125 North Roberts Room 476 P.O. Box 7701 Helena, Montana 59604-7701

William W. Mercer

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