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Court of Appeal, First Circuit
State of Louisiana
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Certificate of Mailing
7/25/2012

2012-CW-1255

Louisiana Federation of Teachers, East Baton Rouge Federation of Teachers, Jefferson Federation of Teachers, Jillian E. Alexander and Billie J. Smith

Versus

State of Louisiana And The Board Of Elementary And Secondary Education

Louisiana Association Of Educators, ET AL vs. State Of Louisiana, ET AL
Consolidated with

Louisiana School Boards' Association, ET AL vs. State Of Louisiana, ET AL

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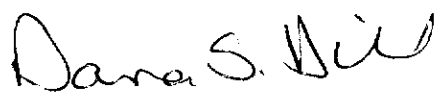
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I hereby certify that a copy of the attached was mailed this date to the trial judge, all counsel of record, and all parties not represented by counsel as listed above.

A handwritten signature in black ink that reads "Dana S. Hill". The signature is written in a cursive style with a large, prominent "D" and "H".

CHRISTINE L. CROW
CLERK OF COURT

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

LOUISIANA FEDERATION OF
TEACHERS, ET AL

NO. 2012 CW 1255

VERSUS

STATE OF LOUISIANA, ET AL

consolidated with

LOUISIANA ASSOCIATION OF
EDUCATORS, ET AL

VERSUS

STATE OF LOUISIANA, ET AL

consolidated with

LOUISIANA SCHOOL BOARDS'
ASSOCIATION, ET AL

VERSUS

STATE OF LOUISIANA, ET AL

JUL 25 2012

In Re: Louisiana Federation of Teachers, et al, applying for expedited supervisory writs, 19th Judicial District Court, Parish of East Baton Rouge, Nos. 612733; 613142; 613320.

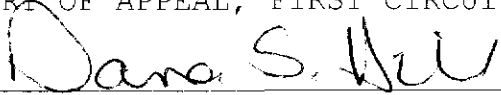
BEFORE: GAIDRY, McCLENDON AND WELCH, JJ.

WRIT DENIED ON THE SHOWING MADE. The affidavits introduced by the respondents clearly state that enjoining the implementation of the legislation will result in a budget deficit. Therefore, the trial court did not err in sustaining the respondents' declinatory exception raising the objection of the trial court's lack of subject matter jurisdiction as to relators' request for injunctive relief. See La. Code Civ. P. art. 3601 & La. R.S. 13:4062. See also **Evergreen Presbyterian Ministries Inc. v. Louisiana Dept. of Health and Hospitals**, 2001-0852 (La. App. 1st Cir. 6/22/01), 808 So.2d 681; **Triplett v. Board of Elementary and Secondary Educ.**, 2009-0691 (La. App. 1st Cir. 7/13/09), 21 So.3d 401.

EJG
PMc

WELCH, J., dissents and would grant the writ. La. Code Civil Procedure article 3601 & La. R.S. 13:4062 are inapplicable because relators do not seek an injunction "to compel the expenditure of state funds."

COURT OF APPEAL, FIRST CIRCUIT


DEPUTY CLERK OF COURT
FOR THE COURT