ELECTRONICALLY FILED 2015 Jun 26 PM 5:02 CLERK OF THE DISTRICT COURTS CASE NUMBER: 2010-CV-001569

FILED

JUN 2 9 2015

HEATHER L. SMITH CLERK OF APPELLATE COURTS

IN THE DISTRICT COURT OF SHAWNEE COUNTY, KANSAS IN THE MATTER OF PROCEEDINGS BEFORE THE THREE-JUDGE PANEL APPOINTED PURSUANT TO K.S.A. 77-64b03 IN RE SCHOOL FINANCE LITIGATION

LUKE GANNON, et al,

Plaintiffs-Appellees,

v.

Case No. 10CV001569

THE STATE OF KANSAS,

ORJOINAL FILE RETURN TO CLERK'S OFFICE Defendant-Appellant.

NOTICE OF APPEAL

Notice is hereby given that Defendant State of Kansas appeals to the Kansas Supreme

Court:

 a. The "Memorandum Opinion and Order on Entry of Judgment on Plaintiffs' Motion to Alter Judgment Regarding Panel's Previous Judgment Regarding Equity and Plaintiffs' Motion for Declaratory Judgment and Injunctive Relief' filed June 26, 2015, and all adverse orders, rulings and decisions reflected therein or underlying the Panel's Order; and

b. All other orders, rulings and decisions adverse to the Defendant.

This appeal is directly to the Supreme Court as authorized by K.S.A. 60-2102(b)(1) (2014 Supp.).

113267



STATE OF KANSAS, COUNTY OF SHAWNEE, SS. I hereby certify the above and foregoing to be a true and correct copy, the original of which is filed and entered of record in the court

CLERK of the DISTRICT COURT Dated Call State DEPUTY

Respectfully submitted,

OFFICE OF ATTORNEY GENERAL DEREK SCHMIDT

By:

Derek Schmidt, KS Sup. Ct. No. 17781 Attorney General of Kansas Jeffrey A. Chanay, KS Sup. Ct. No. 12056 Chief Deputy Attorney General Stephen R. McAllister, KS Sup. Ct. No. 15845 Solicitor General of Kansas M. J. Willoughby, KS Sup. Ct. No. 14059 Assistant Attorney General Memorial Bldg., 2nd Floor 120 SW 10th Avenue Topeka, Kansas 66612-1597 Tel: (785) 296-2215 Fax: (785) 291-3767 E-mail: jeff.chanay@ag.ks.gov stevermac@fastmail.fm mj.willoughby@ag.ks.gov

and

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Attorneys for the State of Kansas

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 26th day of June, 2016, a true and correct copy of the above and foregoing NOTICE OF APPEAL was mailed, postage prepaid, to:

Mr. Alan L. Rupe Kutak Rock LLP 1605 N. Waterfront Pkwy, Ste. 150 Wichita, KS 67206

Mr. John S. Robb Somers, Robb & Robb 110 East Broadway Newton, KS 67114-0544 Attorneys for Plaintiffs

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Mr. Philip R. Michael Mr. Daniel J. Carroll Kansas Department of Administration 1000 SW Jackson, Suite 500 Topeka, KS 66612 Attorneys for Secretary of Administration Jim Clark

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The Honorable Franklin R. Theis Shawnee County District Court 200 S.E. 7th Street, Room 324 Topeka, KS 66603

The Honorable Robert J. Fleming Labette County District Court 201 South Central Street Parsons, KS 67357 The Honorable Jack L. Burr Sherman District Court 813 Broadway, Room 201 Goodland, KS 67735

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Arthur S. Chalmers

Notice

Supreme Court of Kansas

301 SW 10th Ave. Topeka, KS 66612 785.296.3229

***** FLAT FILE COPY *****

Appellate Case No. 15-113267-S District Court Case No. 10CV1569

LUKE GANNON, BY HIS NEXT FRIENDS AND GUARDIANS, ET AL., APPELLEES, V. STATE OF KANSAS, APPELLANT.

PLEASE BE ADVISED THAT THE FOLLOWING ACTIVITY HAS BEEN NOTED FOR THE CASE ABOVE:

NOTICE OF APPEAL FILED (6/26/15) STATE OF KANSAS

Court: Supreme Court of Kansas

Case No.: 15-113267-S

Date: June 29, 2015

Heather L. Smith Clerk

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