UNITED STATES DISTRICT COURT EASTERN DISTRICT OF KENTUCKY NORTHERN DIVISION AT ASHLAND CIVIL MINUTES-GENERAL

Case No.:0:15-cv-44-DLB At: ASHLAND, KENTUCKY Date: Thursday, September 3, 2015

Style: APRIL MILLER, et al v. KIM DAVIS, et al.

DOCKET ENTRY:

PRESENT: HON. DAVID L. BUNNING, DISTRICT JUDGE

KELLY SMITHSANDY WILDERDeputy ClerkCourt Reporter

ATTORNEYS PRESENT FOR PLAINTIFFS: ATTORNEYS PRESENT FOR DEFENDANT KIM

DAVIS:

DANIEL J. CANON

WILLIAM ELLIS SHARP

JONATHAN D. CHRISTMAN

ROGER K. GANNAM

LAURA E. LANDENWICH ANTHONY CHARLES DONAHUE

ATTORNEYS PRESENT FOR DEFENDANT ROWAN CO., KY:

CECIL R. WATKINS CLAIRE E. PARSONS

ATTORNEYS PRESENT FOR THIRD PARTY DEFENDANTS:

PALMER G. VANCE, II

ATTORNEY PRESENT AND APPOINTED FOR DEPUTY CLERKS:

MICHAEL R. CAMPBELL for Deputy Clerk Nathaniel Davis MICHAEL B. FOX for Deputy Clerk Chrissy Plank RICHARD A. HUGHES for Deputy Clerk Brian Mason SEBASTIAN JOY for Deputy Clerk Kim Russell ANDY MARKELONIS for Deputy Clerk Melissa Thompson JEREMY CLARK for Deputy Roberta Earley

PROCEEDINGS: HEARING ON MOTION

This matter was called for a hearing on the Plaintiff's Motion to Hold Defendant Kim Davis in Contempt of Court (DE # 67) in Ashland, Kentucky, with parties present, by counsel, as noted above. Having heard arguments from counsel and testimony of witnesses, and the Court being otherwise sufficiently advised, **IT IS ORDERED AS FOLLOWS**:

1) There being no objection from the parties, Kentucky Senate President Robert Stivers' Motion for Leave to File a Brief as Amicus Curiae in support of Defendants (DE # 73) is **GRANTED**.

- 2) By agreement of the parties, Third Party Defendants shall have until close of business on Tuesday, September 8, 2015 to respond to Defendant Davis' Motion for Injunction Pending Appeal (Doc. #70). Defendant Davis shall have until close of business on Thursday, September 10, 2015 to file her reply brief. The parties are advised that these deadlines have been expedited.
- 3) The Court appoints MICHAEL R. CAMPBELL as counsel for Rowan County Deputy Clerk Nathaniel Davis. MICHAEL B. FOX is appointed as counsel for Rowan County Deputy Clerk Chrissy Plank. RICHARD A. HUGHES is appointed as counsel for Rowan County Deputy Clerk Brian Mason. SEBASTIAN JOY is appointed as counsel for Rowan County Deputy Clerk Kim Russell. ANDY MARKELONIS is appointed as counsel for Rowan County Deputy Clerk Melissa Thompson. JEREMY CLARK is appointed as counsel for Rowan County Chief Deputy Clerk Roberta Earley.
- 4) After hearing arguments from counsel and testimony from witnesses, the Court finds Defendant Davis in contempt of the Court's Order of August 12, 2015, for reasons stated on the record. Accordingly, Plaintiffs' Motion to Hold Defendant Kim Davis in Contempt of Court (DE # 67) is **GRANTED**. Defendant Davis shall be remanded to the custody of the United States Marshal pending compliance of the Court's Order of August 12, 2015, or until such time as the Court vacates the contempt Order.
- 5) Defendant Davis' oral motion to stay enforcement of the Court's contempt order pending review of the Court's August 12, 2015 Order by the Sixth Circuit Court of Appeals is **DENIED**. Defendant Davis' oral motion to certify the contempt order for appeal is **DENIED**.
- 6) Defendant Davis' oral motion to suspend any sentence until the Kentucky Legislature convenes is **DENIED**.

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