

STATE OF MICHIGAN
CIRCUIT COURT FOR THE 30TH JUDICIAL CIRCUIT
INGHAM COUNTY

ELIZABETH BROWN, TAMEKA
RAMSEY, EMMA KINNARD, HON.
JUANITA HENRY, BARBARA FORD,
EDITH LEE-PAYNE, EVELYN
FOREMAN, JACQUELINE STEINGOLD,
LESLIE LITTLE, MICHELLE
MARTINEZ, SUZANNE SATTLER IHM,
BARBARA DAVENPORT, IRENE
WRIGHT, PATRICK O'CONNOR, PAUL
JORDAN, MICHAEL MERRIWEATHER,
MARCIA SIKORA, AHMINA MAXEY,
MARYION LEE, LISA OLIVER-KING,
KIMBERLY SPRING, BRENDA
REEBER, GEORGE REEBER, DAVID
FREDERICK, JOHN DAVID IVERS,
LORI CHRISTENSON, BETSY COFFIA
and JAMES CLANCEY,

Plaintiffs,

v

RICHARD D. SNYDER, as Governor of
the STATE OF MICHIGAN, and
ANDREW DILLON, as Treasurer of the
STATE OF MICHIGAN,

Defendants.

Case No. 11-685-CZ

Hon. Rosemarie E. Aquilina

**ANSWER AND AFFIRMATIVE
DEFENSES TO COMPLAINT**

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ANSWER TO COMPLAINT

Defendants Richard Snyder, Governor, and Andrew Dillon, State Treasurer
(together, Defendants), by Attorney General Bill Schuette and Assistant Attorney
General Michael F. Murphy, set forth the following for its Answer to Plaintiffs'
Complaint:

NATURE OF CLAIMS

1. Defendants deny the allegations contained in paragraph 1 for the reason
that they are untrue.

2. MCL 141.1501 *et seq.* speaks for itself and no answer is required.

Defendants deny any factual allegations for the reason that they are untrue.

3. Defendants deny the allegations contained in paragraph 3 for the reason that they are untrue.

4. Defendants deny the allegations contained in paragraph 4 for the reason that they are untrue.

JURISDICTION AND VENUE

5. Paragraph 5 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

6. Defendants admit the allegations contained in paragraph 6.

PARTIES

7. Defendants neither admit nor deny the allegations in paragraph 7 for they lack sufficient information to form a belief as to the truth of the matters asserted.

8. Defendants neither admit nor deny the allegations in paragraph 8 for they lack sufficient information to form a belief as to the truth of the matters asserted.

9. Defendants neither admit nor deny the allegations in paragraph 9 for they lack sufficient information to form a belief as to the truth of the matters asserted.

10. Defendants neither admit nor deny the allegations in paragraph 10 for they lack sufficient information to form a belief as to the truth of the matters asserted.

11. Defendants neither admit nor deny the allegations in paragraph 11 for they lack sufficient information to form a belief as to the truth of the matters asserted.

12. Defendants neither admit nor deny the allegations in paragraph 12 for they lack sufficient information to form a belief as to the truth of the matters asserted.

13. Defendants neither admit nor deny the allegations in paragraph 13 for they lack sufficient information to form a belief as to the truth of the matters asserted.

14. Defendants neither admit nor deny the allegations in paragraph 14 for they lack sufficient information to form a belief as to the truth of the matters asserted.

15. Defendants neither admit nor deny the allegations in paragraph 15 for they lack sufficient information to form a belief as to the truth of the matters asserted.

16. Defendants neither admit nor deny the allegations in paragraph 16 for they lack sufficient information to form a belief as to the truth of the matters asserted.

17. Defendants neither admit nor deny the allegations in paragraph 17 for they lack sufficient information to form a belief as to the truth of the matters asserted.

18. Defendants neither admit nor deny the allegations in paragraph 18 for they lack sufficient information to form a belief as to the truth of the matters asserted.

19. Defendants neither admit nor deny the allegations in paragraph 19 for they lack sufficient information to form a belief as to the truth of the matters asserted.

20. Defendants neither admit nor deny the allegations in paragraph 20 for they lack sufficient information to form a belief as to the truth of the matters asserted.

21. Defendants neither admit nor deny the allegations in paragraph 21 for they lack sufficient information to form a belief as to the truth of the matters asserted.

22. Defendants neither admit nor deny the allegations in paragraph 22 for they lack sufficient information to form a belief as to the truth of the matters asserted.

23. Defendants neither admit nor deny the allegations in paragraph 23 for they lack sufficient information to form a belief as to the truth of the matters asserted.

24. Defendants neither admit nor deny the allegations in paragraph 24 for they lack sufficient information to form a belief as to the truth of the matters asserted.

25. Defendants neither admit nor deny the allegations in paragraph 25 for they lack sufficient information to form a belief as to the truth of the matters asserted.

26. Defendants neither admit nor deny the allegations in paragraph 26 for they lack sufficient information to form a belief as to the truth of the matters asserted.

27. Defendants neither admit nor deny the allegations in paragraph 27 for they lack sufficient information to form a belief as to the truth of the matters asserted.

28. Defendants neither admit nor deny the allegations in paragraph 28 for they lack sufficient information to form a belief as to the truth of the matters asserted.

29. Defendants neither admit nor deny the allegations in paragraph 29 for they lack sufficient information to form a belief as to the truth of the matters asserted.

30. Defendants neither admit nor deny the allegations in paragraph 30 for they lack sufficient information to form a belief as to the truth of the matters asserted.

31. Defendants neither admit nor deny the allegations in paragraph 31 for they lack sufficient information to form a belief as to the truth of the matters asserted.

32. Defendants neither admit nor deny the allegations in paragraph 32 for they lack sufficient information to form a belief as to the truth of the matters asserted.

33. Defendants neither admit nor deny the allegations in paragraph 33 for they lack sufficient information to form a belief as to the truth of the matters asserted.

34. Defendants neither admit nor deny the allegations in paragraph 34 for they lack sufficient information to form a belief as to the truth of the matters asserted.

35. Defendants admit the allegations contained in paragraph 35.

36. Defendants admit the allegations contained in paragraph 36.

COMMON FACTS

37. Defendants deny the allegations contained in paragraph 37 for the reason that they are untrue.

38. Defendants deny the allegations contained in paragraph 38 for the reason that they are untrue.

39. Paragraph 39 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

40. Act 72, Public Acts of 1990 speaks for itself and no answer is necessary. Defendants deny any factual allegations for the reason that they are untrue.

41. Defendants deny the allegations contained in paragraph 41 for the reason that they are untrue.

42. Defendants neither admit nor deny the allegations in paragraph 42 for they lack sufficient information to form a belief as to the truth of the matters asserted.

43. Defendants admit the allegations contained in paragraph 43.

44. Defendants neither admit nor deny the allegations in paragraph 44 for they lack sufficient information to form a belief as to the truth of the matters asserted.

45. The Act speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

46. The Act speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

47. The Act speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

48. The Act speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

49. Defendants neither admit nor deny the allegations in paragraph 49 for they lack sufficient information to form a belief as to the truth of the matters asserted.

50. Defendants deny the allegations contained in paragraph 50 for the reason that they are untrue.

51. Defendants deny the allegations contained in paragraph 51 for the reason that they are untrue.

52. Defendants deny the allegations contained in paragraph 52 for the reason that they are untrue.

53. Paragraph 53 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

54. Paragraph 54 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

55. Paragraph 55 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

56. Paragraph 56 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

57. Defendants deny the allegations contained in paragraph 57 for the reason that they are untrue.

58. Paragraph 58 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

59. Defendants deny the allegations contained in paragraph 59 for the reason that they are untrue.

60. Paragraph 60 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

61. Paragraph 61 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

62. Paragraph 62 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

63. The Act speaks for itself and no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

64. Paragraph 64 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

65. The Defendants neither admit nor deny the allegations in paragraph 65 for they lack sufficient information to form a belief as to the truth of the matters asserted.

COUNT I

66. Defendants incorporate their answers in paragraphs 1 - 65 as if fully set forth here.

67. The Constitution speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

68. Paragraph 68 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

69. Paragraph 69 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

70. Defendants deny the allegations contained in paragraph 70 for the reason that they are untrue.

71. Defendants deny the allegations contained in paragraph 71 for the reason that they are untrue.

WHEREFORE, Defendants pray this Honorable Court enter its verdict of no cause of action in favor of Defendants and award Defendants' costs and attorney fees wrongfully incurred.

COUNT II

72. Defendants incorporate their answers in paragraphs 1 - 71 as if fully set forth here.

73. The Constitution speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

74. Defendants deny the allegations contained in paragraph 74 for the reason that they are untrue.

75. Defendants deny the allegations contained in paragraph 75 for the reason that they are untrue.

76. Defendants deny the allegations contained in paragraph 76 for the reason that they are untrue.

WHEREFORE, Defendants pray this Honorable Court enter its verdict of no cause of action in favor of Defendants and award Defendants' costs and attorney fees wrongfully incurred.

COUNT III

77. Defendants incorporate their answers in paragraphs 1 - 76 as if fully set forth here.

78. The Constitution speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

79. Paragraph 79 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

80. Defendants deny the allegations contained in paragraph 80 for the reason that they are untrue.

81. Defendants deny the allegations contained in paragraph 81 for the reason that they are untrue.

WHEREFORE, Defendants pray this Honorable Court enter its verdict of no cause of action in favor of Defendants and award Defendants' costs and attorney fees wrongfully incurred.

COUNT IV

82. Defendants incorporate their answers in paragraphs 1 - 81 as if fully set forth here.

83. The Constitution speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

84. Paragraph 84 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

85. Paragraph 85 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

86. Paragraph 86 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

87. Paragraph 87 states a legal conclusion and therefore no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

88. Defendants deny the allegations contained in paragraph 88 for the reason that they are untrue.

WHEREFORE, Defendants pray this Honorable Court enter its verdict of no cause of action in favor of Defendants and award Defendants' costs and attorney fees wrongfully incurred.

COUNT V

89. Defendants incorporate their answers in paragraphs 1 - 88 as if fully set forth here.

90. Paragraph 90 states a legal conclusion and therefore no answer is required. Defendants deny any remaining factual allegations for the reason that they are untrue.

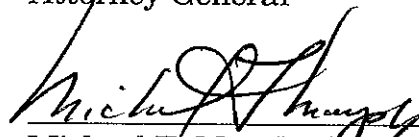
91. Defendants neither admit nor deny the allegations in paragraph 91 for they lack sufficient information to form a belief as to the truth of the matters asserted.

92. Defendants deny the allegations contained in paragraph 92 for the reason that they are untrue.

93. The Act speaks for itself and no answer is required. Defendants deny any factual allegations for the reason that they are untrue.

WHEREFORE, Defendants pray this Honorable Court enter its verdict of no cause of action in favor of Defendants and award Defendants' costs and attorney fees wrongfully incurred.

Bill Schuette
Attorney General

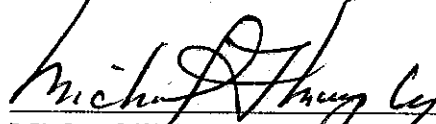

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Dated: July 20, 2011

AFFIRMATIVE DEFENSES

1. Plaintiffs' Complaint fails to state a claim upon which relief can be granted.
2. Plaintiffs' Complaint is barred by sovereign immunity.
3. The Court lacks subject matter jurisdiction over Plaintiffs' claims.
4. Defendants reserve the right to amend or add affirmative defenses that may become known through discovery.

Bill Schuette
Attorney General

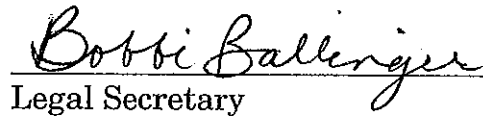


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Dated: July 20, 2011

PROOF OF SERVICE

The undersigned certifies that on July 20, 2011, a copy of the above document was served on the attorneys of record in the above-captioned case by mailing the same to them at their respective addresses, with first class postage fully prepaid.



Legal Secretary