

COMMONWEALTH OF KENTUCKY
BOONE CIRCUIT COURT
CASE NO. 05-CI-01506

ENTERED
BOONE CIRCUIT/DISTRICT COURT
JAN 9 2008
DIANNE MURRAY, CLERK
BY *DM* DC

EDWIN F. KAGIN

AND

AMERICAN ATHEISTS, INC.

PLAINTIFFS

v.

THOMAS J. LAWRY, as Occupational Tax Administrator of Boone County,
Kentucky

AND

LISA H. BUERKLEY, as County Treasurer of Boone County, Kentucky

AND

J.R. SCHRAND, as County Attorney of Boone County, Kentucky

AND

BOONE COUNTY, KENTUCKY FISCAL COURT

DEFENDANTS

AGREED ORDER OF DISMISSAL

WHEREAS, the Boone County Fiscal Court has amended its occupational license tax ordinances pursuant to KRS 68.197(11) to eliminate exemptions for ministers/religious leaders and that action having rendered this case moot;

COMES NOW all parties, by and through counsel, and hereby agree that this action is hereby dismissed, with prejudice, with costs to be born by the Defendant, County Attorney of Boone County, Kentucky.

IT IS SO ORDERED AND ADJUDGED.

DONE THIS 8th DAY OF January, 2008.

Anthony W. Frohlich
HON. ANTHONY W. FROHLICH, JUDGE

HAVE SEEN AND AGREED:

Edwin Kagin per telephone authorization 1/8/07 DM
EDWIN KAGIN
Attorney for Plaintiffs

Robert D. Neace
ROBERT D. NEACE
Attorney for Defendants

COPIES TO:

Hon. Edwin Kagin
Attorney at Law
P.O. Box 559
Union, KY 41091

Hon. Robert D. Neace
Boone County Attorney
P.O. Box 83
Burlington, KY 41005

CERTIFICATE
I, DIANNE MURRAY, clerk of the Boone District/Circuit Court, hereby certify that I have mailed a copy of the foregoing order and notice to all parties hereto at their last known addresses or their counsel of record.
This 9 day of Jan, 2008
DIANNE MURRAY
BOONE DISTRICT/CIRCUIT COURT
Dianne Murray D.C.