

IN THE COURT OF COMMON PLEAS
FRANKLIN COUNTY, OHIO

BRANDON LYNAUGH, *et al.*

Plaintiffs,

-v-

FRANK LAROSE, *et al.*

Defendants.

CASE NO. 22CV-2851

JUDGE FRYE

SETTLEMENT ORDER

Plaintiffs Brandon Lynaugh, Thomas Haren, and Kevin Murphy have brought this declaratory judgment action against Defendants Ohio Secretary of State Frank LaRose, Ohio House Speaker Bob Cupp, and Ohio Senate President Matt Huffman, each of whom is named in their official capacity only.

The Parties having executed this agreement on May 12, 2022 to settle the instant case on the terms set forth herein, the Court hereby approves the settlement and Orders that it be implemented by the Parties as follows:

With respect to the initiative petition titled "An Act to Control and Regulate Adult Use Cannabis" filed with the Secretary of State on December 20, 2021:

1. On the first day that the 135th General Assembly's first regular session commences, specifically January 3, 2023, the Secretary of State shall re-transmit the proposed law and petition and his January 28, 2022 certification of the petition to the President of the Senate and the Speaker of the House and the minority leaders in the Senate and House. In doing so, the Secretary does not concede that he is legally required to re-transmit; however, he agrees to re-transmit in the interests of settling this matter and providing certainty to the parties. The first day of the 135th General Assembly's first regular session shall be considered the date on which the General Assembly's four-month period provided for in Art. II, section 1b of the Ohio Constitution begins, if the General Assembly receives said proposed law and petition on that first day.
2. The ninety day period specified in Art. II, section 1b for the Plaintiffs to file a supplementary petition, if they choose to do so, will be in 2023 in accordance with the timing provisions of Art. II, section 1b.
3. The Parties shall not take any action, directly or indirectly, that is in contravention of the terms of this Order or the re-transmission.


4. Within 3 days of the execution of this settlement agreement, the Plaintiffs shall file with the Court a stipulation of dismissal under Civ. R. 41(A). In the event that further relief is necessary with respect to this Settlement Order, a Party may move the Court for such relief.
5. The Parties shall each bear their own costs and attorney fees.

IT IS SO ORDERED.

Approved:




Donald J. McTigue
Counsel for Plaintiffs



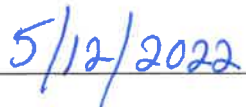
Bridget Coontz, Ohio *Attys General's ok*
Counsel for Defendants Ohio House Speaker Bob Cupp and Ohio Senate President Matt Huffman



Larry Obhof
Counsel for Defendant Ohio Secretary of State Frank LaRose



Judge Richard A. Frye



Date