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**IN THE FOURTH DISTRICT COURT
FOR THE STATE OF WYOMING**

Crosby Taylor, et al.,
Petitioners
vs
Governor Gordon, et. at.,
Respondents.

)
)
) Case No . CV-2021-0009
)
)

FILED 4TH JUDICIAL DISTRICT COURT
CASE NO. _____

MAR 25 2021

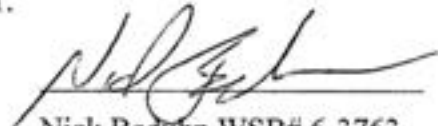
JOHNSON COUNTY, WYOMING

Clerk of District Court

NOTICE TO DISMISS WESTON COUNTY

COMES NOW, the Petitioners, through their attorney Nick Beduhn, to give notice that the Petitioners have dismissed Weston County as a respondent from this case.


Submitted this 25th day of March, 2021.



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CERTIFICATE OF SERVICE

I hereby certify that the above Notice To Dismiss Weston County was served on the Respondents on this 25th day of March, 2021 by depositing a true and correct copy in the United States mail, postage prepaid, to all current Respondents.



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PETITIONER'S REQUEST FOR JUDICIAL NOTICE

COMES NOW the Petitioners through their attorney Nick Beduhn, and reply and oppose in part and concur in part to the Motions to Dismiss files by Respondent health officers of Laramie and Sublette counties, and Sweetwater county health officer, Dr. Jean Stachon's Motion to Join.

Addressing the filing by the counties first, the Petitioners concur with two stated positions:
The first is that Wyoming § 35-1-227 provides,

“The county health officers of this state shall be under the direction and supervision of the state department of health, and the state department of health shall have authority to make such rules and regulations for the government and direction of said county health officers as in their judgment may be best suited to maintain public health.”

Second, that Wyoming § 3 5-1-220 provides - in pertinent part – that:

“The attorney general of Wyoming shall be the legal advisor for the department of Health and shall defend it in all action and proceedings brought against it.”

Thus, Petitioner’s attorney concurs in part with the proposition and position of Laramie and Sweetwater counties that it is the AG whom service is to be made upon regarding county health officers. As such, the refusal by the AG was in error and contrary to the AG’s authority.

As such, service was made only upon the AG. The AG office notified Petitioner’s attorney informing him that the AG was refusing and would not accept service on behalf of the county health officers.

The Petitioners believe, and therefore contend, that the sole purpose of the AG’s refusal of service was to run up the costs on the Petitioners by forcing service to be made upon each and every county. Serving each county was a safety measure that was and should have been unnecessary.

Petitioners further contend that this Court take Judicial Notice of the said position and statute applicability.

Submitted this 25th day of March 2021.



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CERTIFICATE OF SERVICE

I hereby certify that the above Petitioner's Request for Judicial Notice was served on the Respondents on this 25th day of March, 2021 by depositing a true and correct copy in the United States mail, postage prepaid, to all current Respondents.



Nick Beduhn