

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

MICHIGAN EDUCATION ASSOCIATION,

Plaintiff,

Case No: 06-123-CZ

v

HON. JOYCE DRAGANCHUK

MICHIGAN DEPARTMENT OF EDUCATION,
and MICHAEL P. FLANAGAN, Superintendent
of Public Instruction,

Defendants.

William F. Young (P35656)
Kathleen Corkin Boyle (P27671)
Michael M. Shoudy (P58870)
White, Schneider, Young & Chiodini, P.C.
Attorneys for Plaintiff
2300 Jolly Oak Rd.
Okemos, MI 48864-4597
(517) 349-7744

D.J. Pascoc (P54041)
Michigan Department of Attorney General
Education & Social Services Division
Attorney for Defendant
PO Box 30758
Lansing, MI 48909
(517) 373-7700

ORDER

At a session of said court, held
on the 10 day of February, 2006
in the County of Ingham, State of
Michigan

PRESENT: HON. JOYCE DRAGANCHUK
Circuit Court Judge

The Court has reviewed the filings presented in the instant case, has held a hearing on whether a preliminary injunction should issue, and has determined the following:

The comparative data recently compiled by the Michigan Department of Education, Michigan State Police, and Department of Information technology that compares information regarding school personnel with information in the States criminal history database is not suitable for public dissemination. Releasing this comparative data in its present form would release information of a personal nature that would constitute a clearly unwarranted invasion of an individuals privacy. Additionally this data compilation constitutes communications within and between public bodies of an advisory nature that are preliminary to a final determination of policy or action. Therefore,

IT IS HEREBY ORDERED:

1. A preliminary injunction is issued enjoining the Michigan Department of Education and Michael P. Flanagan, Superintendent of Public Instruction, or any other governmental entity in possession of any portion of the data compilation at issue from disseminating to the public the comparative data recently compiled by the Michigan Department of Education, Michigan State Police, and Department of Information technology that compares information regarding school personnel with information in the States criminal history database currently in its possession.


HON. JOYCE DRAGANCHUK
Circuit Court Judge