

IN THE CHANCERY COURT FOR THE STATE OF TENNESSEE
TWENTIETH JUDICIAL DISTRICT, DAVIDSON COUNTY

ROXANNE McEWEN, et al.

Plaintiffs,

v.

BILL LEE, et al.,

Defendants.

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Case No. 20-0242-II

ORDER

This case regards a challenge to the Tennessee Education Savings Account Pilot Program,
codified at Tenn. Code Ann. §§ 49-6-2601, *et seq.* The Court has pending before
it the following motions:

Greater Praise Christian Academy Intervenor
Tenn.R.Civ.P. 12.02(6), filed March 27, 2020;

Bah, Diallo, Davis
Pleadings, filed April 15, 2020;

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15, 2020; and

Plaintiffs Motion for a Temporary Injunction Pursuant to Tenn.R.Civ.P. 65.04, filed April
3, 2020.

Bah, Diallo, Davis and Brumfield Intervenor Defendants' Motion for Judgment on the Pleadings

In their motion for a judgment on the pleadings, these Intervenor Defendants ask the Court

vor because the complaint fails to state

motion in this case. The Court also simultaneously approved an interlocutory appeal of its decision, pursuant to Tennessee Rule of Appellate Procedure 9, so as not to delay a review of its decision. In that Memorandum and Order, the Court has granted the relief the Plaintiffs seek with their motion, albeit in the companion *Metro* case. As set out above, the Court has reserved ruling

Court denies the Plaintiffs at this time, without prejudice of reconsideration of extraordinary relief in the future. The Court has determined this is the most appropriate course given the pending dispositive issues in both cases, and the need for an expedited determination of the constitutionality questions regarding the ESA Act.

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that the State D

RESERVED for determination at a later date.

a temporary injunction is DE

