



**For Immediate Release  
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## **Judge Denies Treasurer's Motion to Dismiss Lawsuit**

**BOISE, Idaho** – The Idaho House Republican Caucus is applauding a Judge's decision to deny the State Treasurer's motion to dismiss a lawsuit against her.

"Judge Nancy Baskin made it clear in her decision that everything the Treasurer claimed in her motion to dismiss was totally without merit," said Speaker of the House Scott Bedke. "We now hope that she, as Treasurer, will re-prioritize her use of the treasury and stop interfering with the law."

Speaker Bedke and President Pro Tem Brent Hill were forced to file the complaint in June after State Treasurer Julie Ellsworth refused to follow state law. That 2007 law allows the Legislature to decide what is done with the first, third, and fourth floors of the State Capitol. The Treasurer's office is on the first floor.

In her decision, the Honorable Judge Baskin noted that state law, "... outlines a clear delegation of the power belonging to the Legislature to allocate 'all space' listed in the statute to the Plaintiffs in their official capacities." Judge Baskin went on to say that the Treasurer claims she has an implied discretionary power to determine the location of the State Treasurer's office, and that "Such an implied power goes far beyond any reasonable reading of the constitutional text and could lead to an absurd result."

The Legislature has even offered to allow the Treasurer to stay in her suite with some of her staff. She demands more, even though she, like most other Constitutional Officers in Idaho, already has staff in many other locations.

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