

**UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT**

STATE OF CONNECTICUT and the	:	CIVIL ACTION NO. 3:05-CV-01330(MRK)
GENERAL ASSEMBLY OF THE	:	
STATE OF CONNECTICUT	:	
<i>Plaintiffs,</i>	:	
	:	
v.	:	
	:	
MARGARET SPELLINGS,	:	
in her official capacity as	:	
SECRETARY OF EDUCATION,	:	
<i>Defendant.</i>	:	JUNE 6, 2006

PLAINTIFFS' MOTION TO FILE SECOND AMENDED COMPLAINT

Pursuant to Federal Rules of Civil Procedure 15(a) and 15(d), the plaintiffs hereby move to file their Second Amended Complaint. The Second Amended Complaint is necessary to add an administrative appeal for the denial of the State's plan amendments, to update the current status of state law and facts, and to clarify certain factual allegations. The Second Amended Complaint, a red-line version reflecting only the pages changed, and a memorandum of law in support accompanies this motion.

PLAINTIFFS,
STATE OF CONNECTICUT
AND THE GENERAL ASSEMBLY
OF THE STATE OF CONNECTICUT,

RICHARD BLUMENTHAL
ATTORNEY GENERAL

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CERTIFICATION

I hereby certify that on June 6, 2006, a true and accurate copy of the foregoing Plaintiffs' Motion to File Second Amended Complaint was filed electronically and served by mail on anyone unable to accept electronic filing, including Olf and Bally Veldhuis, 160 Mill Road, New Canaan, CT 06840. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of electronic Filing. Parties access this filing through the court's CM/ECF System. I further certify that pursuant to the Court's standing order, a courtesy copy of this motion was provided to chambers by overnight mail.

/s/ Clare E. Kindall
Clare E. Kindall
Assistant Attorney General