

**IN THE CIRCUIT COURT OF BAXTER COUNTY, ARKANSAS
CIVIL DIVISION**

MELISSA KLINGER
vs.

CASE NO. 03CV-24-169

PLAINTIFF

**MOUNTAIN HOME SCHOOL DISTRICT;
MOUNTAIN HOME SCHOOL DISTRICT BOARD
OF EDUCATION**

DEFENDANTS

CONSENT JUDGMENT

Comes now before the Court, Plaintiff's Complaint against Defendants, Mountain Home School District and Mountain Home School District Board of Education. The Court, being sufficiently advised as to all matters of law and fact before the Court, finds as follows:

1. On May 31, 2024, Plaintiff filed this action against the Mountain Home School District ("MHSD") and Mountain Home School District Board of Education (sometimes referred to as "the Board) for violating the Freedom of Information Act, Ark. Code Ann. § 25-19-106 *et seq.* ("FOIA").

2. Defendants filed their Answer on July 2, 2024, and consented to judgment as to relief requested in Plaintiff's Complaint.

3. As such, the Court hereby declares that the subject text messages constitute impermissible polling, and an illegal meeting, held without public notice in violation of the open-meeting provisions of FOIA.

4. Defendants are hereby enjoined from conducting public business outside of the public view without complying with the notice requirement of FOIA.

5. Plaintiff is to be reimbursed for the costs incurred in filing this lawsuit and is not seeking attorney's fees.

IT IS SO ORDERED.

03CV-24-169

John Putman
HONORABLE JOHN PUTMAN
CIRCUIT JUDGE

DATE: July 23, 2024