

IN THE SUPREME COURT OF THE STATE OF KANSAS

No. 99,434

GEORGE R. TILLER, M.D.,
Petitioner,

v.

HONORABLE MICHAEL CORRIGAN, ET AL.,
Respondents.

ORDER

On October 19, 2007, George M. Tiller commenced this original action in mandamus with a petition that named Judges Michael Corrigan and Paul Buchanan as respondents. The petition challenged the legality of grand jury proceedings which were scheduled to commence on October 30, 2007. Submitted with the petition was a motion to stay the grand jury proceedings pending our consideration of the mandamus petition.

On October 26, 2007, this Court granted the motion to stay the grand jury proceedings, until further order of the Court, and, pursuant to Supreme Court Rule 9.01(c), ordered the respondents to file their answers on or before November 16, 2007. The respondents filed their answers on November 16th. In the interim, two motions to intervene were filed, followed by various responsive pleadings.

Having considered the petition, responses, and the record before us, the Court determines that petitioner has not established entitlement to the relief sought and that, pursuant to Supreme Court Rule 9.01(e), the petition should be and is hereby denied, and the case is dismissed. Accordingly, the stay of the grand jury proceedings is lifted and the motions to intervene are dismissed as moot.

BY ORDER OF THE COURT this 29th day of November 2007.

KAY McFARLAND
Chief Justice