

NO. NNH-CV 04-4001813

ELIZABETH KERRIGAN & JOANNE : SUPERIOR COURT
MOCK, JANET PECK & CAROL:
CONKLIN, GERALDINE ARTIS &
SUZANNE ARTIS, JEFFREY BUSCH
& STEPHEN DAVIS, J.E. MARTIN &
DENISE HOWARD, JOHN ANDERSON
& GARRETT STACK, BARBARA
LEVINE-RITTERMAN & ROBIN
LEVINE-RITTERMAN, DAMARIS
NAVARRO & GLORIA SEARSON

v.: : JUDICIAL DISTRICT OF NEW HAVEN
: AT NEW HAVEN

STATE OF CONNECTICUT,
DEPARTMENT OF PUBLIC HEALTH,
J. ROBERT GALVIN, in his official
capacity as Commissioner of the
Department of Public Health, and

:
DOROTHY C. BEAN, in her Official
Capacity as Deputy Town Clerk and
Acting Town Clerk and Deputy Registrar
of Vital Statistics and Acting Registrar of
Vital Statistics for the Town of Madison

: NOVEMBER 12, 2008

ORDER

Pursuant to the Connecticut Supreme Court's decision in the present case, Kerrigan v. Commissioner of Public Health, 289 Conn. 135 (2008), which was officially released on October 28, 2008, this Court hereby orders that:


1. Plaintiffs' motion for summary judgment is granted;

2. To the extent that any statute, regulation, or common law rule in Connecticut is applied to prevent otherwise qualified individuals from marrying because they wish to marry someone of the same sex, this court declares that such statutes, regulations, and common law rules violate the Connecticut constitution for the reasons set forth in the Supreme Court's decision in this case;

3. The defendant Dorothy C. Bean, or her successor in office, shall issue marriage licenses to the Plaintiffs upon proper completion by the Plaintiffs of marriage license applications and shall record the marriages upon their celebration according to law; and

4. The Defendant State of Connecticut Department of Public Health shall take any and all steps necessary to effectuate the Court's declaration, including registering the Plaintiffs' marriages upon proper return.

This Order shall take effect on November 12, 2008.



Jonathan E. Silbert, Judge