

**IN THE CIRCUIT COURT OF COLE COUNTY, MISSOURI**

MISSOURI ROUNDTABLE FOR LIFE, INC.,	)	
and FREDERIC N. SAUER,	)	
	)	Cause No. 08AC-CC00517
Plaintiffs,	)	
	)	Division II
vs.	)	
	)	
SARAH STEELMAN, in her official capacity as	)	
Missouri Treasurer, et al.,	)	
	)	
Defendants.	)	

**PLAINTIFFS' AMENDED MOTION FOR PRELIMINARY  
AND PERMANENT INJUNCTION**

Plaintiffs, pursuant to Rule 92.02 of the Missouri Rules of Civil Procedure, respectfully move the Court for a preliminary injunction and permanent injunction as follows:

1. In this case, Plaintiffs seek to enjoin the disbursement of various state funds until the validity of the statutory “trust fund” to which those funds have purportedly been appropriated, and the validity of the appropriation itself, can be determined.
2. Specifically, Plaintiffs maintain that Article III, § 38(d) of the Missouri Constitution, a/k/a “Amendment No. 2” from 2006 (“Amendment 2” or the “Embryonic Stem Cell Research Amendment”) either: 1) rendered the FY 2009 appropriation of \$21 million to the Life Sciences Research Trust Fund (“LSRTF”) “void, invalid, and unenforceable[]” RSMo § 196.1127.6; or 2) invoked the non-severability clause of RSMo § 196.1127.6, resulting in the nullification of the entire LSRTF statute.
3. Defendants maintain the exact opposite, i.e. that the \$21 million appropriation to the LSRTF is valid and enforceable and that the LSRTF still exists.

