

WEST VIRGINIA PRELIMINARY AND PERMANENT INJUNCTION OBTAINED



On July 5, 2022, Bailey & Wyant PLLC's Equity Member Kelly Morgan and Member Michael W. Taylor obtained a preliminary and permanent injunction in the case of Beaver et al v. Moore et al, also known as the "Hope Scholarship" case.

In the case, Kelly and Michael represented State Superintendent Clayton Burch and State Board of Education President Miller Hall. The Hope Scholarship incentivized public school students to leave public schools to enter home schooling or private education by providing \$4,300.00 to students who left public education. This resulted in a defunding of public schools. Because the West Virginia State Constitution provides that a thorough and efficient system of free education is a constitutional right, Kelly and Michael successfully joined with the Plaintiffs in arguing that the Hope Scholarship violated the State Constitution.

The trial court agreed and entered an Order permanently enjoining the law. The matter is now on appeal.



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