

## Amicus Fast Pack (Grant Stage) – Minnesota Supreme Court Petition for Review

*Civil permit-to-purchase denial (Minn. Stat. § 624.7131 de novo review)*

**Case identifiers:** COA A25-0721 • Dist. Ct. 77-CV-24-755 • MN Supreme Court case no. pending • Petition filed Feb. 20, 2026

**One-sentence ask:** File a short grant-stage amicus (Rule 129) supporting review to preserve the Legislature’s civil, de novo judicial-review pathway for permit denials under § 624.7131.

**Civil-only framing:** No plea validity, no conviction challenge, and no request to disturb any criminal judgment. The petition seeks only civil statutory merits review of the permit denial and reversal of a threshold channeling disposition.

**Question presented:** May the Court of Appeals dispose of a § 624.7131 civil de novo permit-review appeal on Noske/channeling grounds without reaching preserved civil statutory issues decided by the district court?

### **Why review (Rule 117.02 hooks):**

- Statewide importance: denials frequently cite criminal-history predicates; categorical channeling risks making § 624.7131 de novo review illusory in a common class of cases.
- Clarification/harmonization: guidance is needed on the boundary between improper collateral attacks and severable civil statutory review created by the Legislature.
- Clean vehicle and modest remedy: COA reached no merits; relief sought is reversal of the threshold disposition and remand for ordinary appellate merits review.

### **Key record anchors (Addendum):**

- Add. A-3: COA threshold disposition (Noske/channeling; merits not reached).
- Add. A-6: District court order reflecting independent civil determinations under the permitting statutes.

### **Non-duplicative amicus value (suggested angles):**

- Access-to-courts / statutory-remedy integrity: why a Legislature-created de novo review mechanism should not be nullified by a categorical “channeling” label.
- Administrable lane rule: a clear line that leaves criminal judgments undisturbed while requiring merits review of severable civil statutory issues.

**Timing:** Grant-stage amicus participation while the petition is pending is time-sensitive under Rules 117.05 and 129.01(b): 14 days after petition filing (filed Feb. 20, 2026; target approx. Mar. 6, 2026—confirm with counsel).

**Attachments included:** Petition for Review (filed) • Addendum (filed) • One-page Neutral Case Memo

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*Note: Informational intake sheet only. Please do not contact the Court or chambers; participation should occur through formal filings.*