

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

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NATIONAL ASSOCIATION FOR THE ADVANCEMENT
OF COLORED PEOPLE STATE CONFERENCE OF
PENNSYLVANIA ("NAACP-SCP"), ELECTION REFORM
NETWORK, RICHARD BROWN, ANGEL COLEMAN
and GENEVIEVE GEIS

Plaintiffs,

08 Civ. _____

– against –

PEDRO A. CORTES, SECRETARY OF THE
COMMONWEALTH OF PENNSYLVANIA; and
CHET HARHUT, COMMISSIONER OF THE BUREAU
OF COMMISSIONS, ELECTIONS and LEGISLATION; and
PENNSYLVANIA DEPARTMENT OF STATE,

Defendants.

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**MOTION FOR PRELIMINARY INJUNCTION
AND EXPEDITED HEARING**

Plaintiffs by their attorneys hereby move for a Preliminary Injunction and an Expedited Hearing and submit in support thereof the Complaint, the attached Declaration of Andrew G. Celli, Jr. and the Declaration of Jonathan S. Abady with exhibits attached thereto, and a Memorandum of Law in support thereof.

This matter involves the provision of emergency paper ballots at the election to be held November 4, 2008. Any relief will be moot if a prompt hearing is not held.

WHEREFORE, plaintiffs request this Court issue the Order to Show Cause attached hereto and then a Preliminary Injunction providing "defendants (A) to issue and enforce a written directive to each of the County Boards of Elections in the Commonwealth of Pennsylvania ordering that emergency paper ballots shall be distributed to and used by voters when fifty

percent or more of the voting machines break down in any precinct in the Commonwealth on election Day, November 4, 2008; and (B) to issue and enforce a written directive to the County Boards of Elections directing that each Board shall ensure that, on election Day, there are available at each voting precinct within its jurisdiction emergency paper ballots in an amount equal to or greater than twenty percent of the registered voters in that precinct”.

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VOTER ACTION

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