

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

NOV 26 2007

LAWRENCE K. BAERMAN, CLERK
ALBANY

ROBERT L SCHULZ (New York); BRIAN L.
ROBERTS (Alabama); JEAN C. ALLEN (Alabama);
CHARLES D. ROBERTS (Alabama); BRENT COLE
SR. (Alaska); DUANE F. ANDRESS (Alaska); HENRY Case No. 1:07-CV-0943 LEK/DRH
AYRE (Alaska); DAVID JOHNSON (Arizona); STUART
KEVIN COLE (Arizona); MARK J. YANNONE (Arizona);
TOM MAYFIELD (Arkansas); LYNNE BAKER (Arkansas);
GLENDA MIDDLEBROOK (Arkansas); SUSAN MARIE WEBER
(California); MATTHEW PITAGORA (California); MYCHAL
R. SCHILLACI (California); LORRAINE LUNNON (Colorado);
LOTUS (Colorado); BETTY WIES (Colorado); WALTER B.
REDDY III (Connecticut); CHARLES PRINCE (Connecticut);
HEATHER WILSON (Connecticut); STEVEN BACHMAN
(Delaware); JEAN MATESON (Delaware); MARCUS RIEGO
(Delaware); ARTHUR GROVEMAN (Florida); NOVA A.
MONTGOMERY (Florida); JANINE L. DEAN WINTER
(Florida); JOHN J. FELSON (Georgia); CLAY DALTON
(Georgia); ROGER PATRICK (Georgia); KA'IMI PELEKAI
(Hawaii); CHARLES W. ABEL (Hawaii); MICHAEL MARSOUN
(Hawaii); GARY CONWAY (Idaho); SUSAN K. VENABLE
(Idaho); PAUL T. VENABLE III (Idaho); FRED SMART
(Illinois); ANTHONY LEONARDO (Illinois); CHARLES
NADOLSKI (Illinois); GERALD B. HERBERT (Indiana);
WILLIAM HATHAWAY (Indiana); CHARLIE KOCHENASH
(Indiana); TROY D. REHA (Iowa); PAMELA J.
SCHULTE-WAGNER (Iowa); DAVE WARD (Iowa); JAMES
GRAGG (Kansas); ROBIN A. BAILEY (Kansas); TODD
METALLO (Kentucky); ROBERT ADAMS (Kentucky);
PATRICK CONWAY (Kentucky); ASHLEY WADE GARY
(Louisiana); COREY MICHAEL GRAHAM (Louisiana);
CLARENCE EDWARD WARD III (Louisiana); KEITH
CATONGUAY (Maine); MARIE CASTONGUAY
(Maine); HAROLD POOLE (Maryland); WALTER
AUGUSTINE (Maryland); CYNTHIA L. JONES
(Maryland); DONALD WILLIAMSON (Massachusetts);
PAUL DIONNE (Massachusetts); DANIEL SKAPINSKY
(Massachusetts); TONY DEMOTT (Michigan);
KENNETH COOPER (Michigan); PAT FOSTER
(Michigan); JOHN MARSHALL (Minnesota);
SHAWN WAYNE JUNIOR DAVIS (Minnesota);
JOHN HANSVICK (Minnesota); MARK G.
(Mississippi); CHRISTOPHER J.M.
(Mississippi); JONATHAN D. MEADOWS

MOTION
TO DISMISS PLAINTIFFS'
AMENDED COMPLAINT
BY DEPTS. STATE OF
MICHIGAN AND TERRI
LYNN LAND

KEVIN HALPIN (Missouri); JOSEPH (Missouri); BRIAN THOMPSON II (Missouri); STANLEY JONES (Montana); ELENA (Montana); JOSEPH KASUN (Nebraska); ERIC MILLER (Nebraska); JAY PETERSON (Nebraska); CHRISTOPHER H. HANSEN (Nevada); JUANITA COX (Nevada); GUY PAGE FELTON III (Nevada); DOUGLAS A. BERSAW (New Hampshire); DIANNE GILBERT (New Hampshire); ROBERT SURPRENANT (New Hampshire); EDWARD HELMSTETTER (New Jersey); GARY BERNER (New Jersey); PANKAJ ANAND (New Jersey); CHARLES RANALLI (New Mexico); JAMES GENZLING (New Mexico); WILLIAM RITCH (New Mexico); ARTHUR BERG (New York); JOHN LIGGETT (New York); STEVE HARRIS (North Carolina); BETTE GERMAN SMITH (North Carolina); CARL JAY ZIETLOW (North Carolina); CHARLES CARTIER (North Dakota); CATHY CARTIER (North Dakota); JAMES J. CONDIT JR. (Ohio); MICHAEL DISALVO (Ohio); GREGORY TEKAUTZ (Ohio); STEVEN M. BEESON (Oklahoma); CRAIG F HOLGUIN (Oklahoma); JENNIFER L. WATERS (Oklahoma); MARY D. FARRELL (Oregon); LEE HAMEL (Oregon); RUBLE O'DELL (Oregon); EDGAR STEPHAN (Pennsylvania); SAMUEL ANTHONY ETTARO (Pennsylvania); JOSEPH THOMPSON (Pennsylvania); CHRISTOPHER J. MAYNARD (Rhode Island); SUSAN R. BERGE (Rhode Island); JOSHUA DAVID BRANNON (South Carolina); ILONA URBAN BLAKELEY (South Carolina); AMANDA MOORE (South Carolina); WILLIAM STEGMEIER (South Dakota); ELVIS HANES (South Dakota); EUGENE PAULSON (South Dakota); WILLIAM HARDIN (Tennessee); JOHN FARRAR (Tennessee); WILLIAM KELLER (Tennessee); GARY W. GIUFFRE (Texas); EDDIE CRAIG (Texas); GREGORY GOREY (Texas); RONALD J. KELLER (Texas); ROBERT K DALTON (Utah); TED ARSENAULT (Utah); SHAUN A. KNAPP (Utah); DAVID COLE (Vermont); GARY L. GALE (Vermont); OWEN MULLIGAN (Vermont); WILLIAM CLARK DELASHMUTT (Virginia); CAROLYN WILLIAMS (Virginia); JUDITH SHARPE (Virginia); RON MOSS (Washington); LARRY K. BURNS (Washington); DAVID KNIGHT (Washington);

WILLIAM SISEMORE (West Virginia); DORIS PONSTINGL (West Virginia); ZABRINA SISEMORE (West Virginia); FRANCINE ARNOLD (Wisconsin); ANITA ZIBTON (Wisconsin); LANCE CRAIN (Wyoming); MAURICE W. JONES (Wyoming); JOE R. SLACK JR. (Wyoming);

Plaintiffs

-against-

STATE OF NEW YORK, Neil Kelleher, Douglas Kellner, Evelyn Aquila and Helena Moses Donahue, State Board of Elections; STATE OF ALABAMA, Beth Chapman, Secretary of State and Chief Election Official; STATE OF ALASKA, Sean Parnell, Lt. Governor and Chief Election Official; STATE OF ARIZONA, Jan Brewer, Secretary of State and Chief Election Official; STATE OF ARKANSAS, Charlie Daniels, Secretary of State and Chief Election Official; STATE OF CALIFORNIA, Debra Bowen, Secretary of State and Chief Election Official; STATE OF COLORADO, Mike Coffman, Secretary of State and Chief Election Official; STATE OF CONNECTICUT, Susan Bysiewicz, Secretary of State and Chief Election Official; STATE OF DELAWARE, Elaine Manlove, Commissioner of Elections; STATE OF FLORIDA, Kurt Browning, Secretary of State and Chief Election Official; STATE OF GEORGIA, Karen Handel, Secretary of State and Chief Election Official; STATE OF HAWAII, Rex M. Quidilla, Chief Election Officer; STATE OF IDAHO, Ben Ysursa, Secretary of State and Chief Election Official; STATE OF ILLINOIS, Albert Porter, Bryan Schneider, Jesse Smart, Wanda Rednour, Robert Walters, Patrick Brady, William McGuffage and John Keith, State Board of Elections; STATE OF INDIANA, Todd Rokita, Secretary of State and Chief Election Official; STATE OF IOWA, Michael Mauro, Secretary of State and Chief Election Official; STATE OF KANSAS, Ron Thornburgh, Secretary of State and Chief Election Official; STATE OF KENTUCKY, Trey Grayson, Secretary of State and Chief Election Official; STATE OF LOUISIANA, Jay Dardenne, Secretary of State and Chief Election Official; STATE OF MAINE, Matthew Dunlap, Secretary of State and Chief Election Official;

STATE OF MARYLAND,. Robert Walker, Bobbie Mack, Andrew Jezic, David McManusand Charles Thomann, State Board of Elections; STATE OF MASSACHUSETTS, William Francis Galvin, Secretary of the Commonwealth and Chief Election Official; STATE OF MICHIGAN, Tern Lynn Land, Secretary of State and Chief Election Official; STATE OF MINNESOTA, Mark Ritchie, Secretary of State and Chief Election Official; STATE OF MISSISSIPPI, Eric Clark, Secretary of State and Chief Election Official; STATE OF MISSOURI, Robin Carnahan, Secretary of State and Chief Election Official; STATE OF MONTANA, Brad Johnson, Secretary of State and Chief Election Official; STATE OF NEBRASKA, John Gale, Secretary of State and Chief Election Official; STATE OF NEVADA, Ross Miller, Secretary of State and Chief Election Official; STATE OF NEW HAMPSHIRE, William Gardner, Secretary of State and Chief Election Official; STATE OF NEW JERSEY, Anne Milgram, Attorney General and Chief Election Official; STATE OF NEW MEXICO, Mary Herrera, Secretary of State and Chief Election Official; STATE OF NORTH CAROLINA, Larry Leake, Lorraine Shinn, Charles Winfree, Genevieve Simsand Robert Cordle, State Board of Elections; STATE OF NORTH DAKOTA, Alvin Jaeger, Secretary of Stateand Chief Election Official; STATE OF OHIO, Jennifer Brunner, Secretary of State and Chief Election Official; STATE OF OKLAHOMA, Thomas Prince, Susan Turpenand Ramon Watkins, State Election Board; STATE OF OREGON, Bill Bradbury, Secretary of State and Chief Election Official; STATE OF PENNSYLVANIA, Pedro Cortés, Secretary of the Commonwealth and Chief Election Official; STATE OF RHODE ISLAND, A. Ralph Mollis, Secretary of State and Chief Election Official; STATE OF SOUTH CAROLINA, John Hudgens III, Cynthiz Bensch, Tracey Green, Pamella Pinsonand Edward Pritchard, Jr., State Election Commission; STATE OF SOUTH DAKOTA, Chris Nelson, Secretary of State and Chief Election Official; STATE OF TENNESSEE, Riley Darnell, Secretary of State and Chief Election Official; STATE OF TEXAS, Phil Wilson, Secretary of State and Chief Election Official; STATE OF UTAH, Gary Herbert, Lt. Governor and Chief Election Official; STATE OF VERMONT, Deborah Markowitz, Secretary of State and Chief Election

Official; STATE OF VIRGINIA, Jean Cunningham, Harold Pyonand Nancy Rodriques, State Board of Elections; STATE OF WASHINGTON, Sam Reed, Secretary of State and Chief Election Official; STATE OF WEST VIRGINIA, Betty Ireland, Secretary of State and Chief Election Official; STATE OF WISCONSIN, John Schober, Shane Falk, David Anstaett, Kirby Brant, Donald Goldberg, Carl Holborn, Patrick Hodan, Robert Kasieta and Jon Savage, State Elections Board; STATE OF WYOMING, Max Maxfield, Secretary of State and Chief Election Official;

Defendants.

ROBERT L. SCHULZ
2458 Ridge Road
Queensbury, NY 12804
Phone: 518-656-3578

BRIAN L. ROBERTS
755 Roberts Street
Leesburg, AL 35983
Phone: 256-526-6883

JEAN C. ALLEN
4140 Hilisboro Dr.
Tuscaloosa, AL 35404
Phone: 205-556-3690

CHARLES D. ROBERTS
755 Roberts St.
Leesburg, AL 35983 -
Phone: 256-526-6883

BRENT COLE SR.
P.O. Box 312
Craig, AK 99921 -
Phone: 907 826 3566

DUANE F. ANDRESS
1504W. 47th Ave. Unit B
Anchorage, AK 99503 -
Phone: 907-563-1646

HENRY AYRE
398 West Redoubt Ave.
Soldotna, AK 99669
Phone: 907-260-6719

DAVID JOHNSON
11649 N. 86th L
Peoria, AZ 85345
Phone: 623-332-8000

STUART KEVIN COLE
545 B. Bennett Dr.
Flagstaff, AZ 86001
Phone: 928-255-4418

MARK J. YANNONE
2 W Pershing Ave.
Phoenix, AZ 85029
Phone: 602-548-7123

TOM MAYFIELD
10258 Thunder Rd, WC46
Fayetteville, AR 72701
Phone: 479-790-6457

LYNNE BAKER
120 B. Main St.
Heber Springs, AR 72543
Phone: 501-206-40T

GLEND A MIDDLEBROOK
17025 Becton Lane
Fayetteville, AR 72701
Phone: 479-530-1162

MATTHEW PITAGORA
3263 Janelle Dr
San Jose, CA 95148
Phone: 408-223-6688

LORRAINE LUNNON
540 Vance Street
Lakewood, CO 80226
Phone: 303-237-1645

BETTY WIES
14424 Timberedge Lane
Colorado Springs, CO 80921
Phone: 719 332-1067

CHARLES PRICE
7 Greenwood St
Watertown, CT 06795
Phone: 203-981-0007

STEVEN BACHMAN
331 Forest Dr.
Wilmington, DE 19804
Phone: 302-766-0898

MARCUS RIEGO
2606 Belaire Dr
Wilmington, DE 19808
Phone: 302-494-4565

NOVA A. MONTGOMERY
3037 Arbor Oaks Drive
Tarpon Springs, FL 34688
Phone: 727-422-8986

JOHN S. FELSO
5135 Christopher Holw
Alpharetta, GA 30004
Phone: 770-330-7214

SUSAN MARIE WEBER
43-041 Buttonwood Dr.
Palm Desert, CA 92260
Phone: 760-340-221

MYCHAL R. SCHILLACI
1221 East Ave.
Burbank, CA 91504
Phone: 818-845-1944

LOTUS
3725 Interpark Dr, Ste D
Colorado Springs, CO 80907 -
Phone: 719-337-

WALTER B. REDDY III
16 Briar Oak Drive
Weston, CT 06883
Phone: 203 858-2677

HEATHER WILSON
68 Chestnut Hill Rd
Wilton, CT 06897
Phone: 203-210-5627

JEAN MATESON
1202 River Rd
Wilmington, DE 19809
Phone: 215-370-3533

ARTHUR GROVEMAN
4521 Hidden River Road
Sarasota, FL 34240
Phone: 941-322-2408

JANINE L. DEAN WINTER
850 S. Tamiami Trail
Sarasota, FL 34236
Phone: 941-364-5784

CLAY DALTON
P.O. Box 275
Waleska, GA 30183
Phone: 770-815-5451

ROGER PATRICK
4854 Creekiand Trace
Marietta, GA 30062
Phone: 678 352 1558

CHARLES W. ABEL
PMB 102 16-540 Keaau-Pahoa Rd. Suite #2
Keaau, HI 96749
Phone: 808-990-4468

GARY CONWAY
6575 N. 16th Street
Dalton Gardens, ID 83815
Phone: 208-755-0055

PAUL T. VENABLE III
1002 North D St.
Parma, ID 83660
Phone: 208-412-0284

ANTHONY LEONARDO
1636 Ridgeland Avenue
Berwyn, IL 60402
Phone: 630-433-7133

GERALD B. HEBERT
45 East U.S. Highway 6
Valparaiso, IN 46383
Phone: 219-926-7576

CHARLIE KOCHENASH
306 Beech St.
Valparaiso, IN 46383
Phone: 219-241-5456

PAMELA J. SCHULTE-WAGNER
2556 Johnson Iowa Road, NW
Homestead, IA 52236
Phone: 319-530-7171

JAMES GRAGG
1835 Holland Lane
Wichata, KS 67212
Phone: 316-200-3071

KA'IMI PELEKAI
1750 Kalakaua Ave #3250
Honolulu, HI 96826
Phone: 808-366-7288

MICHAEL MARSOON
P.O. Box 650
Kealakekua, HI 96750
Phone: 808-345-2356

SUSAN K. VENABLE
1002 North D St.
Parina, ID 83660
Phone: 208-412-0284

FRED SMART
3242 Harrison St.
Evanston, IL 60201
Phone: 302-602-2508

CHARLES NADOLSKI
4847 N. Hamilton Ave. #2
Chicago, IL 60625
Phone: 312-799-9412

WILLIAM HATHAWAY
12059 N Upper Lakeshore Dr
Monticello, IN 47960
Phone: 574-583-5190

TROY D. REHA
2525 Countyline Rd. 356
Des Moines, IA 50321
Phone: 515-554-3418

DAVE WARD
3539 Washington ave.
Stratford, IA 50249
Phone: 515-835-2912

ROBIN A. BAILEY
1130 U.S. Hwy 24
Stockton, KS 67669
Phone: 785-425-7057

TODD METALLO
3511 Arrowwood Ct. La
Grange, KY 40031
Phone: 502-777-7882

PATRICK CONWAY
520 Myers Lane
Elizabethtown, KY 42701
Phone: 270-737-9229

COREY MICHAEL GRAHAM
12019 Indigo Dr.
St. Francisville, LA 70775
Phone: 225-245-0106

KEITH CASTONGUAY
9 Mountain Ave. Apt3
Lewiston, ME 04240
Phone: 207-783-1832

BEVERLY DURAND
27 Schwanger Dr.
Bowdoin, ME 04287
Phone: 207-514-7585

WALTER AUGUSTINE
4317 Flower Valley Drive
Rockville, MD 20853
Phone: 2023337403 X111

DONALD WILLIAMSON
245 E Main St
Marlborough, MA 01752
Phone: 774-249-1630

DANIEL SKAPINSKY
201 Plymouth St
Holbrook, MA 02343
Phone: 781-767-5487

KENNETH COOPER
3876 140th Ave
Holland, MI 49424
Phone: (616) 786-0829

ROBERT ADAMS
200 Brittany Circle
Richmond, KY 40475
Phone: 859-623-4188

ASHLEY WADE GARY
703 Paula Drive
Delcambre, LA 70528
Phone: 337-523-4479

CLARENCE EDWARD WARD III
3223 Canal St
New Orleans, LA 70119
Phone: 832-428-322

MARIE CASTONGUAY
9 Mountain Ave. Apt3
Lewiston, ME 04240
Phone: 207-783-1832

HAROLD POOLE
2308 Pebble Beach Dr.
Elkton, MD 21921
Phone: 410-398-3414

CYNTHIA L. JONES
46241 Usher Lane
Valley Lee, MD 20692
Phone: 301-994-0074

PAUL DIONNE
43 Bucknam Street Apt 1
Everett, MA 02149
Phone: 617-645-5824

TONY DEMOTT
301 E. Cross St. Apt 2
Ypsilanti, MI 48198
Phone: 734-717-8599

PAT FOSTER
6079 Mallard Drive
Fennville, MI 49408
Phone: 269-561-5268

JOHN MARSHALL
7131 Cameron Ave
Monticello, MN 55362
Phone: 763-295-2910

JOHN HANSVICK
700 Ridge Road
Henderson, MN 56044
Phone: 507-248-3238

CHRISTOPHER J.M. CUMMINS
81 CR 849
Blue Mountain, MS 38610
Phone: 662-796-1298

KEVIN HALPIN
6921 Aerovista Ct.
Saint Louis, MO 63123
Phone: 573-587-9728

BRIAN THOMPSON II
6921 Aerovista Ct.
Saint Louis, MO 63123
Phone: 573-768-0109

ELENA GAGLIANO
13 John Long Rd
Philipsburg, MT 59858
Phone: 406-859-5016

ERIC MILLER
7121S. 176th Ave.
Omaha, NE 68025
Phone: 402-740-2518

CHRISTOPHER H. HANSEN
2657 Windmill Pky. #107
Henderson, NV 89074
Phone: 702-336-2212

GUY PAGE FELTON III
1220 Salem Place #5
Reno, NV 89509
Phone: 775-828-6282

SHAWN WAYNE JUNIOR DAVIS
1130N. Robin Ave.
Duluth, MN 55811
Phone: 218-726-1172

MARK G. BUSHMAN
4911 Old Conton Road #134
Jackson, MS 39211
Phone: 601-362-2923

JONATHAN D. MEADOWS
254 Cotten Gin Rd.
Ripley, MS 38663
Phone: 662-512-8654

JOSEPH GOODMAN
10924 Hasrrison Street
Kansas City, MO 64131
Phone: 816-941-707

STANLEY JONES
P.O. Box 6202
Bozeman, MT 59771
Phone: 406-570-5080

JOSEPH KASUN
4390 J Street
Omaha, NE 68107
Phone: 402-612-4172

JAY PETERSON
1024 E. 1st Street
Fremont, NE 68025
Phone: 402-459-1223

JUANITA COX
1088 McCarran Ranch Road
McCarran, NY 89434
Phone: 775-848-1190

DOUGLAS A. BERSAW
139 Tully Brook Road
Richmond, NH 03470
Phone: 603-239-8827

DIANNE GILBERT
28 Harvey Lane
Epping, NH 03042
Phone: 603-679-2444

EDWARD HELMSTETTER
70 Burnside Ave
Cranford, NJ 07016
Phone: 908 276 5177

PANKAJ ANAND
506 Washington Road
Parlin, NJ 8859
Phone: 732-841-3806

JAMES GENZLING
P.O. Box 192
Lakewood, NM 88254
Phone: 575-457-2508

ARTHUR BERG
1441 US Route 11
Tully, NY 13159
Phone: 315-696-5425

STEVE HARRIS
7421 Innisfree Place
Charlotte, NC 28226
Phone: 704-309-6572

CARL JAY ZIETLOW
508 Hannah Branch Road
Burnsville, NC 28714
Phone: 828-2844882

CATHY CARTIER
13532 62nd Street NW
Williston, ND 58801
Phone: 701-826-4121

MICHAEL DISALVO
6854 Founders Row #114
West Chester, OH 45069
Phone: 513-939-9033

ROBERT SURPRENANT
429 Mine Ledge Road
Surrey, NH 03431
Phone: 603-357-5656

GARY BERNER
442 Wilson Avenue
Lyndhurst, NJ 07071
Phone: 201-893-8385

CHARLES RANALLI
14225 Copper Ave NE #508
Albuquerque, NM 87123
Phone: 505-293-1140

WILLIAM RITCH
HC 30 Box 8
Cuchillo, NM 87901
Phone: (505) 743-3201

JOHN LIGGETT
1040 1st Ave #351
New York, NY 10022
Phone: 646-335-6088

BETTE GERMAN SMITH
2506 Hwy 54 W #07
Chapel Hill, NC 27516
Phone: 919-967-4102

CHARLES CARTIER
13532 62nd Street NW
Williston, ND 58801
Phone: 701-826-4121

JAMES J. CONDIT JR.
4575 Farview Lane
Cincinnati, OH 45247
Phone: 513-602-0627

GREGORY TEKAUTZ
244 Baker Drive
Rittman, OH 44270
Phone: 330-927-0904

STEVEN M. BEESON
317 S. 6th St.
Broken Arrow, OK 74012
Phone: 918-527-5584

JENNIFER L WATERS
6415 NW 19th St
Bethany, OK 73008
Phone: 405-603-4286

LEE HAMEL
3120 NW John Olsen Ave #4-105
Hilisboro, OR 97124
Phone: 480-215-7595

EDGAR STEPHAN
266 Limeplant Rd
Ford City, PA 16226
Phone: 724-289-8209

JOSEPH THOMPSON
1805-B Schoenersville Road
Bethlehem, PA 18018
Phone: 610 997 3899

THOMAS BERETTA
1015 Warwick Ave.
Warwick, RI 02888
Phone: 401-230-3682

JOSHUA DAVID BRANNON
709 Silkwood Ct
Boiling Springs, SC 29316
Phone: 864-909-3729

AMANDA MOORE
2117 Savannah Hwy
Charleston, SC 29414
Phone: 843-345-5632

ELVIS HANES
P.O. Box 412
Tea, SD 57064
Phone: 605-201-3960

CRAIG F HOLGUIN
1533 N. Bradley Ave.
Oklahoma City, OK 73127-
Phone: 405-495-4

MARY D. FARRELL
1117 NE Hancock St.
Portland, OR 97212
Phone: 503-288-5846

RUBIE O'DELL
P.O. Box 733
Cave Junction, OR 97523
Phone: 541-592-28

SAMUEL ANTHONY ETTARO
513 Thompson Street
Curwensville, PA 16833
Phone: 814-553-937

CHRISTOPHER J. MAYNARD
18 Eagle Nest Drive
Lincoln, RI 02865
Phone: 401-301-7433

SUSAN R. BERGE
50 Benedict Road
Harrisville, RI 02830
Phone: 401-439-7604

ILONA URBAN BLAKELEY
General Delivery
Pauline, SC 29374
Phone: 864-253-0330

WILLIAM STEGMEIER
27116 Grummand Avenue
Tea, SD 57064
Phone: 605-231-1220

EUGENE PAULSON
10454 1st St
Rosholt, SD 57260
Phone: 701-866-0322

WILLIAM. HARDIN
112 Bradford Circle
Hendersonville, TN 37075
Phone: 615-426-2314

WILLIAM KELLER
108 Old Winchester Road
Decherd, TN 37324
Phone: 931-808-6748

EDDIE CRAIG
4502 North St.
Nacogdoches, TX 75965
Phone: 936-558-8949

RONALD J. KELLER
5127Hwy36South
Rosenbeg, TX 77471
Phone: 281-633-9751

TED ARSENAULT
2305N 2300W
Cedar City, UT 84720
Phone: 435-590-2135

DAVID COLE
643 Cedar Rock Road
Arlington, VT 05250
Phone: 802-375-5923

OWEN MULLIGAN
305 S. Union St. Apt. #3
Burlington, VT 05401
Phone: 802-355-5247

CAROLYN WILLIAMS
2410 Edenbrook Drive
Richmond, VA 23228
Phone: 804-690-9297

RON MOSS
5115 208th St. E.
Spanaway, WA 98387
Phone: 253-304-4634

JOHN FARRAR
365 Whitson RD
Bethpage, TN 37022
Phone: 615-415-2223

GARY W. GIUFFER
130 Briarwood Lane
Bellville, TX 77418
Phone: 979-865-3215

GREGORY GOREY
3828 Arrow Drive
Austin, TX 78749
Phone: 512-626-5133

ROBERT K. DALTON
312 N 100 E
Cedar City, UT 84720
Phone: 435-327-3000

SHAUN A KNAPP
345 S. 1450 E.
Provo, UT 84606
Phone: 801 374-1255

GARY L GALE
126 Mountain Home Park
Brattleboro, VT 05301
Phone: 802-254-9059

WILLIAM CLARK DELASHMUTT
4237 Hardtimes Road, Box 406
Prospect, VA 23960
Phone: 434-603-2881

JUDITH SHARPE
600 W. Riverview Dr.
Suffolk, VA 23434
Phone: 757-636-0529

LARRY K BURNS
2716 G St.
Washougal, WA 98671
Phone: 360-335-0728

DAVID KNIGHT
4002 NE 272nd Ave
Camas, WA 98607
Phone: 360-834-0448

WILLIAM SISEMORE
122 Ranger Bottom Road
Ranger, WV 25557
Phone: 304-634-1870

DORRIS PONSTINGL
3950 Mt. Union Rd.
Huntington, WV 25701
Phone: 304 522 1106

ZABRINA SISEMORE
122 Ranger Bottom Road
Ranger, WV 25557
Phone: 304-778-7878

FRANC ARNOLD
16523 West Porter Road
Evansville, WI 53536
Phone: 608-882-9980

ANITA ZIBTON
e9566 Smart Hollow
La Farge, WI 54639
Phone: 608-634-3863

LANCE CRAIN
2033 Grass Creek Road
Casper, WY 82604
Phone: 307-262-3799

MAURICE W. JONES
P.O. Box 117
Grover, WY 83122
Phone: 307-886-3356

JOE K. SLACK JR.
P.O. Box 273
Lander, WY 82520
Phone: 307 349 8584

**NOTICE OF MICHIGAN DEFENDANTS' MOTION TO DISMISS
PLAINTIFF'S AMENDED COMPLAINT**

NOW COME the State of Michigan and Terri Lynn Land, Secretary of State and Chief Election Official in her individual and official capacity ("Michigan Defendants") by and through counsel, the Office of the Attorney General for the State of Michigan, and hereby move this Court to dismiss Plaintiffs' amended Complaint against the Michigan Defendants. In support of this motion, the Michigan Defendants state the following:

1. Pursuant to Fed R Civ Proc 12(b)(2), this Court does not have personal jurisdiction over these Michigan Defendants. Therefore, this Court should dismiss this action against the Michigan Defendants.

2. Pursuant to Fed R Civ Proc 12(b)(3), this Court is not the proper venue to sue the Michigan Defendants. Therefore, this court should dismiss this action against the Michigan Defendants.

3. Pursuant to the Eleventh Amendment of the United States Constitution, both the State of Michigan and Terri Lynn Land, the Michigan Secretary of State and Chief Election Officer are immune from suit. Additionally, the Michigan Defendants are not "persons" under 42 U.S.C. § 1983. Plaintiffs' claims against the Michigan Defendants must be dismissed.

4. A memorandum of law in support of this motion is filed concurrently with this motion.

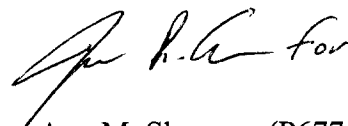
5. This is a dispositive motion. Therefore, there is no requirement that concurrence be sought.

6. Attached to this motion, please find the Michigan Defendants' Memorandum of Law in Support of Motion to Dismiss.

WHEREFORE, the State of Michigan and Terri Lynn Land, Michigan Secretary of State and Chief Election Official in her individual and official capacity, respectfully requests that this Court enter an order granting the Michigan Defendants' Motion to Dismiss Plaintiffs' amended Complaint; and any other relief as this Court deems necessary and just.

Respectfully submitted

Michigan Defendants
By their attorneys,



Ann M. Sherman (P67762)
Admitted *Pro Hac Vice*

Dated: November 20, 2007