

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK**

ROBERT L. SCHULZ, et al.,)	Case No. 07-CV-0943 LEK/DRH
)	
Plaintiffs)	
v.)	DELAWARE DEFENDANTS'
)	NOTICE OF MOTION
)	
STATE OF NEW YORK, et al.,)	
)	
Defendants)	

NOTICE OF MOTION

PLEASE TAKE NOTICE that on January 18, 2008, at 9:30 a.m., or as soon thereafter as is convenient for the court, the undersigned attorney shall bring forward her Motion to Dismiss. Oral argument is not requested.

STATE OF DELAWARE
DEPARTMENT OF JUSTICE

**BY: A. ANN WOOLFOLK, DEPUTY
ATTORNEY GENERAL**

/s/ A. Ann Woolfolk
 A. ANN WOOLFOLK
 DEB# 2642; NYB# 106504
 DEPUTY ATTORNEY GENERAL
 Delaware Department of Justice
 Carvel State Office Building
 820 N. French Street, 6th floor
 Wilmington, DE 19801
 (302) 577-8400

Attorney for State of Delaware and
Elaine Manlove, Delaware Commissioner of
Elections

Dated: December 17, 2007

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF NEW YORK**

ROBERT L. SCHULZ, et al.,)	Case No. 07-CV-0943 LEK/DRH
)	
Plaintiffs)	
v.)	DELAWARE DEFENDANTS'
)	NOTICE OF MOTION
)	
STATE OF NEW YORK, et al.,)	
)	

CERTIFICATE OF SERVICE

I, A. Ann Woolfolk, Deputy Attorney General for the State of Delaware, do hereby certify that I have this date caused to be electronically filed, a true and correct copy of the above *Delaware Defendants' Notice of Motion* with the Clerk of the Court through ECF, and that ECF will send a Notice of Electronic Filing (NEF) to counsel for the other named defendants. I further certify that a copy of the foregoing document was served upon the following by mailing a true and correct copy to the following non-ECF participant who had been designated by the Court as the "Lead Plaintiff's Representative":

Mr. Robert L. Schulz
2458 Ridge Road
Queensbury, NY 12804

THIS the 17th day of December, 2007.

/s/ A. Ann Woolfolk
A. Ann Woolfolk