

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

UNITED STATES OF AMERICA,
Plaintiff

v

**NOTICE OF
MOTION**
Case No. 06-CV-
0263 (GLS)

NEW YORK STATE BOARD OF ELECTIONS;
PETER KOSINSKI and STANLEY L. ZALEN,
Co-Executive Directors of the New York State
Board of Elections, in their official capacities; and,
STATE OF NEW YORK,
Defendants

NOTICE OF MOTION OF

ARISE (New York); Citizens for Voting Integrity (New York); Connie Hogarth Center for Social Action at Manhattanville College (New York); Del4Change (New York); Dutchess Peace Coalition (New York); New York Citizens for Clean Elections; Northeast Citizens for Responsible Media (New York); Peacemakers Voting Integrity Project (New York); Rhinebeck Democratic Committee (New York); Shandaken Democrat Club (New York); Ulster County Democratic Women (New York); Where's The Paper (New York); Ulster County Legislator Susan Zimet; Ulster County Legislator Gary Bischoff; Dutchess County Legislator Joel Tyner; Ulster County Legislator Peter Liepmann; Professor Mark Crispin Miller, New York University, author, *Foiled Again: The Real Case for Electoral Reform*; Professor Steven Freeman, University of Pennsylvania, author, *Was the 2004 Presidential Election Stolen? Exit Polls, Election Fraud, and the Official Count*; Harvery Wasserman, Free Press Senior Editor, columnist and co-author with Robert Fitrakis of *How the GOP Stole America's 2004 Election and is Rigging 2008*; Robert J. Fitrakis, Executive Director Columbus Institute for Contemporary Journalism; Abbe Waldman DeLozier and Vicke Karp, authors "*Hacked! High Tech Election Theft In America*"; Pokey Anderson, journalist, broadcaster; Election Defense Alliance (national); Nancy Tobi, New Hampshire Fair Elections Committee; AUDITAZ (Americans United for Democracy Integrity and Transparency in Elections, Arizona); Voter Confidence Committee (California); Protect California Ballots; Video the Vote (Florida); Coalition for Voting Integrity (Pennsylvania), Rady Ananda, J30 Coalition (Ohio); Coalition for Visible Ballots (Texas)

FOR LEAVE TO APPEAR AS *AMICI CURIE*

PLEASE TAKE NOTICE, that upon the Motion of the Above Proposed *Amici Curiae* for Leave to Appear as *Amici Curiae*, dated December 13, 2007, the attached Memorandum of Law, and the Declarations of Dave Berman, Dennis Karius, Dick Stinson, Dutchess County Legislator Joel Tyner, Irene Miller, Jeannie Dean, Joanne Lukacher, Jonathan Simon, Judy Alter, Julie McQuain, Karen Charman, Mary Ann Gould, Nancy Tobi, Pokey Anderson, Professor Steven Freeman, Professor Mark Crispin Miller, Rady Adanda, Teresa Hommel, Ulster County Legislator Susan Zimet; Ulster County Legislator Gary Bischoff; Vickie Karp, Wayne Stinson, the Proposed *Amici Curiae* will move this Court at such time as is convenient for the Court for an Order granting leave to appear as *amici curiae* and to submit the Memorandum of Law and the twenty two declarations from the proposed *amici* described above with supporting exhibits.

Dated: December 13, 2007

Andrea T. Novick, Esq.
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106520