

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

Summit County Democratic	:	
Central and Executive Committee, et al.,	:	
	:	
Appellees-Plaintiffs,	:	Case No. 5:04-cv-2165
	:	
v.	:	Judge Adams
	:	
J. Kenneth Blackwell, et al.	:	
	:	
Appellants-Defendants,	:	
	:	
and	:	
	:	
Matthew Heider, Same Ewing,	:	
Elizabeth Coombe, and David Timms,	:	
	:	
Appellants-Intervenors-Defendants.	:	
	:	

NOTICE OF APPEAL
OF INTERVENOR-DEFENDANTS MATTHEW HEIDER, SAM EWING, ELIZABETH
COOMBE AND DAVID TIMMS, INDIVIDUALLY AND ON BEHALF OF ALL OTHER
SIMILARLY SITUATED CHALLENGERS FROM ALL OHIO COUNTIES EXCEPT
HAMILTON COUNTY

Notice is hereby given that Intervenor-Defendants Matthew Heider, Same Ewing, Elizabeth Coombe, and David Timms, individually and on behalf of all other similarly situated challengers from all Ohio Counties except Hamilton County, hereby appeal to the United States Court of Appeals for the Sixth Circuit from the Order of the District Court granting Plaintiffs' Motion for Temporary Restraining Order, entered on the 31st day of October, 2004 (Doc. 20).

Respectfully submitted,

AMER CUNNINGHAM CO., L.P.A.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing document, was served upon counsel participating in the Court's ECF/CM system this 1st day of November, 2004.

/S/ Tom Houlihan
Counsel for Intervenor-Defendants