

IN THE UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

Ohio Democratic Party

Plaintiff

Case No.C2-04-1055

v.

J. Kenneth Blackwell, et al

Defendants/Appellants

DEFENDANT BOARD OF ELECTIONS
NOTICE OF APPEAL

Notice is hereby given that Defendant Franklin County Board of Elections hereby appeals 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 2nd day of November, 2004.

Respectfully submitted,

RON O'BRIEN
PROSECTING ATTORNEY
FRANKLIN COUNTY, OHIO

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CERTIFICATE OF SERVICE

The undersigned certifies that on this 2nd Day of November, 2004, a copy of the foregoing Defendant Board of Elections Notice of Appeal was filed electronically. Notice of this filing will be sent to all registered parties by operation of the Court's electronic filing system.

/s/ Patrick J. Piccininni
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