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**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

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U.S. DISTRICT COURT  
SOUTHERN DIST. OHIO  
EAST. DIV. COLUMBUS

RALPH NADER, PETER MIGUEL )  
CAMEJO, HERMAN BLANKENSHIP, )  
KIM BLANKENSHIP, JULIE COYLE, )  
LOGAN MARTINEZ, and )  
LARRY SNIDER, )

Plaintiffs, )

v. )

J. KENNETH BLACKWELL, )  
OHIO SECRETARY OF STATE, )

Defendant. )

Civil Action No. **C2 . 04 1052**

Judge **JUDGE SMITH**

Magistrate Judge ~~MAGISTRATE JUDGE ADRI.~~

**MOTION FOR TEMPORARY RESTRAINING ORDER  
AND PRELIMINARY INJUNCTION**

Plaintiffs move for a temporary restraining order and preliminary injunction pursuant to Federal Rule of Civil Procedure 65 directing the Defendant to keep and count all write-in votes for Presidential and Vice-Presidential candidates Ralph Nader and Peter Miguel Camejo cast in Ohio on November 2, 2004. Plaintiffs attached Memorandum establishes that Plaintiffs have met the requirements of Rule 65, in that they are substantially likely to prevail on the merits, will suffer irreparable harm in the absence of preliminary relief, an injunction or temporary restraining order will not harm or burden the Defendant, and an injunction or temporary restraining order will serve the public interest.

Respectfully submitted,

*Michael P. Cassidy*

Michael P. Cassidy (#0001087)  
Cassidy & Associates  
4700 Rockside Road  
Suite 603  
Independence, OH 44131  
Phone (216)  
Fax (216) 520-5984  
Trial Attorney

Mark R. Brown (KBA # 08295)  
Newton D. Baker/Baker &  
Hostetler Professor of Law  
Capital University\*  
303 E. Broad Street  
Columbus, OH 43220  
Phone (614) 236-6590  
Fax (614) 236-6596

\* For identification only.

#### **CERTIFICATE OF SERVICE**

I hereby certify that copies of this Motion and accompanying Memorandum were faxed and e-mailed to the Ohio Attorney General's Office, c/o Arthur J. Marziale, Jr., Senior Deputy Attorney General (Trial Attorney) ([amarziale@ag.state.oh.us](mailto:amarziale@ag.state.oh.us)), Richard N. Coglianesse ([rcoglianesse@ag.state.oh.us](mailto:rcoglianesse@ag.state.oh.us)) and Damian W. Sikora ([dsikora@ag.state.oh.us](mailto:dsikora@ag.state.oh.us)), Assistant Attorneys General, 30 E. Broad Street, 17<sup>th</sup> Floor, Columbus, OH 43215-3428 (FAX (614) 728-7592), Attorneys for the Defendant, on this 2d day of November, 2004.

*Michael P. Cassidy*  
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