

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
CLEVELAND DIVISION**

American Civil Liberties Union of Ohio, et al.;)	
)	
Plaintiffs,)	
)	
v.)	Case No.: 1:08-cv-145
)	
Jennifer Brunner, et al.;)	
)	
Defendants.)	
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PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION

Plaintiffs respectfully move for the entry of a preliminary injunction under Fed. R. Civ. P. 65(a)(2) enjoining defendants, their agents, employees and attorneys, and all other persons in active concert or participation with them from conducting any election in Cuyahoga County, Ohio on a central count optical scan system or any other voting system in which ballots are counted at a central location where it is not physically possible for a ballot to be placed in the vote counting machine while the voter is present, pending a final trial on the merits of plaintiffs' application for a permanent injunction or further Order of this Court.

WHEREFORE, plaintiffs respectfully pray that this Motion for a Preliminary Injunction be granted as prayed herein.

Respectfully submitted,

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Certificate of Service

This is to certify that a copy of the foregoing was served upon all counsel of record via electronic filing on this 28th day of January, 2008.

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