
EXHIBIT 9

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Attorneys for Plaintiffs

11 UNITED STATES DISTRICT COURT
 12 DISTRICT OF NEVADA

13 DWAYNE CHESNUT, et al;
 14
 Plaintiffs,

Case No. CV-S-

15 vs.

**AFFIDAVIT OF
LYNN WARNE**

16 DEMOCRATIC PARTY OF NEVADA, AKA
 17 NEVADA STATE DEMOCRATIC PARTY, a
 Nevada nonprofit cooperative association.
 18
 Defendant.

19
 20 STATE OF NEVADA)
)SS:
 21 COUNTY OF CLARK)

22 Lynn Warne, duly sworn, states as follows:

23 1. My name is Lynn Warne. I am older than eighteen years of age and a citizen of
the United States, residing in Washoe County, Nevada.

1 2. I have personal knowledge of all matters contained in this Affidavit.

2 3. I am a registered Democrat who intends to participate in the precinct caucuses on
3 January 19, 2008.

4 4. I reside in Precinct No.3752, to which Precinct 6 delegates to the county
5 convention are assigned.

6 5. I am the President of the Nevada State Education Association (NSEA)

7 6. The NSEA represents Nevada's teacher and education support professionals.

8 7. The NSEA advocates for the rights and economic security of its members, and for
9 excellence in public education in Nevada.

10 8. The NSEA has made a substantial investment in both time and resources to assist
11 and encourage our membership to participate in Nevada's new caucus process, in order to
12 promote the goals of the NSEA at all levels of political party participation.

13 9. The NSEA has encouraged its members to bring to their precinct caucuses a slate
14 of Resolutions ("Resolutions") the NSEA wishes to be considered at each level of Party
15 meetings, beginning with the caucuses and continuing through the county, state, and national
16 convention levels. See Exhibit 1, Resolutions.

17 10. The NSEA has encouraged its members to speak in support of the Resolutions
18 during the times scheduled for public comment at the precinct caucuses.

19 11. To aid our members in effective caucus participation, and therefore increase the
20 chances that the NSEA's advocacy goals will be promoted during precinct caucuses, we have
21 provided educational materials to our members, and have held training sessions and mock
22 caucuses, or "mockuses."

23 12. On or about January 9, 2008, I learned that the Democratic Party of Nevada
24 planned to hold caucuses at several "at-large precinct" locations in Clark County. Delegates
from these at-large precincts to the Clark County Convention will be chosen in numbers
proportionally higher than the delegates from other Clark County precincts, giving the at-large
precinct participants a much greater voice in determining the delegates to the Clark county
convention than participants of other precinct caucuses in the county.

 13. The qualification to participate in these at-large precincts is based upon type and
location of employment.

 14. Members of NSEA, even those living in Clark County will not qualify to
participate in these caucuses. Therefore, their efforts to promote the goals of the NSEA at the
precinct level will be diminished by the disproportionate influx of delegates to the Clark County
convention from at-large precinct caucuses from which NSEA members would be excluded.
That diminished voice will carry through to the state and national conventions.

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15. NSEA's voice has been further diminished by the fact that many caucuses across the state are being held in schools where members of NSEA have been scheduled to work, in order to have the school building open to facilitate caucuses. However, an NSEA member scheduled to work during the school will not be permitted to participate in caucuses being held in the school, unless the member resides in the precinct caucusing at the school. The at-large precinct scheme promoted by the Democratic Party of Nevada makes no concession to NSEA members precluded by their employment schedule from participating in their home caucuses.

FURTHER AFFIANT SAYETH NAUGHT.

Lynn Warne
Lynn Warne

SUBSCRIBED and SWORN to before me
this 12TH day of January, 2008.

Sheryl A. Hascall
Notary Public

