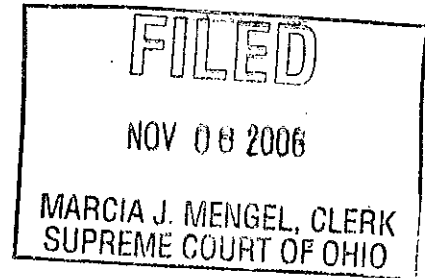


SUPREME COURT FOR THE STATE OF OHIO

State ex rel. Ohio Citizen Action)
)
 Relator,)
 v.)
)
 J. Kenneth Blackwell)
 Ohio Secretary of State,)
)
 Summit County Board of Elections,)
)
 and)
)
 Cuyahoga County Board of Elections,)
)
 Respondents.)

Case No. 06-2047



**RELATOR'S EMERGENCY MOTION FOR EXPEDITED
ELECTION-RELATED HEARING**

Now comes Relator Ohio Citizen Action and requests an emergency election-related hearing on the Complaint for Writ of Mandamus in this matter, pursuant to Ohio Supreme Court Rule X(9).

Relator seeks this emergency hearing to compel Respondents to comply with their unambiguous statutory duty to publicly post ballot results at each polling place after the polls close and before these results are transmitted to the appropriate board of elections on Tuesday, November 7, 2006. Revised Code § 3505.30 specifically states in part:

When the results of the ballots have been ascertained, such results shall be embodied in a summary statement to be prepared by the judges in duplicate, on forms provided by the board of elections. ***One copy shall be certified by the judges and posted on the***

front of the polling place, and one copy, similarly certified, shall be transmitted without delay to the board in a sealed envelope along with the other returns of the election.

(Emphasis added.)

Relator respectfully requests this Court to expedite a hearing on the merits so that a decision may be rendered in sufficient time to vindicate Relator's legal right to the relief prayed for.

Relator has faxed this motion, along with the Complaint for Original Writ of Mandamus, Memorandum in Support, and Notice of Filing Affidavit of Lwayne M. Jones, Summit County Board of Elections Member to the attorneys for the Relators as they appear in the Certificate of Service below.

Respectfully submitted,



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Counsel for Relator

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Relator's Petition for Writ of Mandamus and Memorandum in Support have been served by facsimile transmission on the following counsel on this 5th day of November, 2006 and by U.S. mail this 6th day of November, 2006:

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