

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

EILEEN JANIS and
KIM COLHOFF,

Plaintiffs,

vs.

CHRIS NELSON, in his official capacity
as Secretary of State of South Dakota
and as a member of the State Board of
Education;

PAULA JONES,

GAIL BROCK,

CHRISTOPHER W. MADSEN,

RICHARD CASEY,

KAREN M. LAYHER, and

LINDA LEE VIKEN, in their official
capacities as members of the State

Board of Elections; and

SUE GANJE, in her official capacity as
Auditor for Shannon County,

Defendants.

CR. 09-5019-KES

ORDER GRANTING
PLAINTIFFS' MOTION TO
WITHDRAW AND CANCELING
HEARING

Plaintiffs move to withdraw their request for a temporary restraining order or preliminary injunction. After consultation with the other judges on the three-judge panel, it is hereby

ORDERED that plaintiffs' motion to withdraw (Docket 46) is granted without prejudice. The hearing previously scheduled for May 4, 2009, is canceled.

Dated April 20, 2009.

BY THE COURT:

/s/ Karen E. Schreier

KAREN E. SCHREIER
CHIEF JUDGE