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STATE OF MINNESOTA
COUNTY OF RAMSEY

FILED
Court Administrator

DISTRICT COURT

JAN 23 2009

SECOND JUDICIAL DISTRICT

By Deputy

Court File No. 62-CV-09-56

In the Matter of the contest of General
Election held on November 4, 2008, for the
purpose of electing a United States Senator
from the State of Minnesota,

Cullen Sheehan and Norm Coleman,

Contestants,

v.

Al Franken,

Contestee.

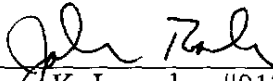
**CONTESTANTS' RESPONSE TO
NOTICE OF INTERVENTION OF
THE HAPPE INTERVENORS**

Contestants do not object to the Notice of Intervention filed on or about January 21, 2009 by Paul Happe, Eugene Markman, Sharon Cook, Joel Aldrich, Claudia Bernstein, Richard Hobus, Sehwah Maggie Phillips, and Michael J. Hall (the "Happe Intervenors"). Further, as more fully discussed in Contestants' Memorandum of Law in Support of Motion for Summary Judgment, Contestants request that the Court open and count the previously rejected absentee ballots of the Happe Intervenors as well as all other similarly improperly rejected absentee ballots.

Dated: January 22, 2009

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