

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

-----X
NATIONAL ASSOCIATION FOR THE ADVANCEMENT
OF COLORED PEOPLE STATE CONFERENCE OF
PENNSYLVANIA (“NAACP-SCP”), ELECTION REFORM
NETWORK, RICHARD BROWN, ANGEL COLEMAN,
and GENEVIEVE GEIS,

Plaintiffs,

08 Civ. _____

– against –

**ORDER TO SHOW
CAUSE/ MOTION FOR AN
EXPEDITED HEARING**

PEDRO A. CORTES, SECRETARY OF THE
COMMONWEALTH OF PENNSYLVANIA; and
CHET HARHUT, COMMISSIONER OF THE BUREAU
OF COMMISSIONS, ELECTIONS and LEGISLATION; and
PENNSYLVANIA DEPARTMENT OF STATE,

Defendants.

-----X

WHEREFORE, upon reading the Complaint filed in this matter and the
Declaration of Andrew G. Celli, Jr., dated October 22, 2008, and all exhibits attached thereto,
and the Declaration of Jonathan S. Abady, and all declarations attached thereto, the Motion for a
Preliminary Injunction and the Memorandum of Law in Support thereof dated October 23, 2008,
and the Motion for an Expedited Hearing, It IS HEREBY:

1. ORDERED that defendants show cause before this Court in Room _____,
601 Market Street, Philadelphia, Pennsylvania on _____, 2008 at
_____ o'clock in the _____ noon, or as soon thereafter as counsel can be heard, why
an order should not be issued:

Preliminarily enjoining defendants: (A) to issue and enforce a written directive to
each of the County Boards of Elections in the Commonwealth of Pennsylvania ordering that

emergency paper ballots shall be distributed to and used by voters when fifty percent or more of the voting machines break down in any precinct in the Commonwealth on Election Day, November 4, 2008; and (B) to issue and enforce a written directive to the County Boards of Elections directing that each such Board shall ensure that, on Election Day, there are available at each voting precinct within its jurisdiction emergency paper ballots in an amount equal to or greater than twenty percent of the registered voters in that precinct.

2. ORDERED that service of this Order and the papers upon which it is based be made on or before ____ in the forenoon on the ____ day of October 2008, by delivering copies of such papers by hand to Pedro A. Cortes, Secretary of the Commonwealth of Pennsylvania, 302 North Office Building, Harrisburg, PA 17120, that said service be deemed sufficient; and it is further

3. ORDERED that service of opposition papers, if any, be made on or before ____ in the forenoon on the ____ day of October, 2008 by delivering copies thereof by facsimile (212.763.5001) and/or electronic mail (acelli@ecbalaw.com) to the offices of Emery Celli Brinckerhoff & Abady, LLP, attorneys for plaintiffs; and it is further

4. ORDERED that service of reply papers, if any, be made on or before the ____ day of October, 2008 by delivering copies thereof by facsimile and/or electronic mail to the offices of defendants' counsel.

SO ORDERED:

U.S.D.J.