

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**Ohio Republican Party, et al.,**

**Plaintiffs,**

**-V-**

**Case No.: 2:08-cv-00913**

**Judge Smith**

**Magistrate Judge King**

**Jennifer Brunner,**

**Defendant.**

**TEMPORARY RESTRAINING ORDER**

This matter is before the Court on Plaintiffs' Renewed Motion for Temporary Restraining Order (Doc. 36). In its Opinion and Order (Doc. 52), the Court examined the four temporary restraining order factors together and concludes that the issuance of a temporary restraining order is necessary in this case. Defendant Secretary of State Jennifer Brunner is hereby ordered:

1. To comply with HAVA by performing the required verification of a new registrant's<sup>1</sup> identity, which include matching the new registrant's information with the information in the Ohio Bureau of Motor Vehicles and Social Security Administration databases.
2. To ensure that Ohio is in compliance with HAVA's verification requirements, the Secretary of State shall establish a process by which the county boards of elections can access the information generated from the checks run pursuant to

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<sup>1</sup> For purposes of this Order, a new registrant includes any new or revised voter registration form submitted on or after January 1, 2008.

HAVA.

3. To provide all county Boards of Elections with access to the information as soon as it is entered into the SWVRD, but no later than October 17<sup>th</sup>, 2008, which is the last day for entry of all the new voter registration information.
4. To provide all county Boards of Elections with an effective way to access and review mismatches, such that HAVA's matching requirements are not rendered meaningless. There are two plausible methods for achieving effective access: (1) The Secretary of State can provide lists of the mismatches to all the county Boards of Elections; or (2) The Secretary of State can provide all the county Boards of Elections with a method to search the SWVRD database such that they can isolate and review the mismatches and take appropriate action.

It is further ordered that the Plaintiffs are not required to post a bond.

It is further ordered that this Temporary Restraining Order shall expire within 10 days after entry pursuant to Rule 65(b) of the Federal Rules of Civil Procedure.

**IT IS SO ORDERED.**

**DATED: October 10, 2008**

*/s/ George C. Smith*  
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**GEORGE C. SMITH, JUDGE**  
**UNITED STATES DISTRICT COURT**