

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No.
)	
STATE OF ALABAMA, and)	2:06-cv-0392-WKW-SRW
NANCY L. WORLEY, Secretary of State;)	
in her official capacity,)	
)	
Defendants.)	
_____)	

**PLAINTIFF’S RESPONSE TO COURT’S NOTICE
OF APPOINTMENT OF SPECIAL MASTER**

Pursuant to the Court’s July 21, 2006, order, Plaintiff United States of America submits the attached proposed order (annexed hereto as Attachment A) directing the appointment of a Special Master with the duties and powers set forth herein.

Plaintiff respectfully submits that this order is consonant with the Court’s written and oral directions; with the requirements of Fed. R. Civ. P. Rule 53; and with the Court’s equitable power to appoint a Special Master, *see Ruiz v. Estelle*, 679 F.2d 1115, 1161 (5th Cir. 1982); *Schwimmer v. United States*, 232 F.2d 855, 865 (8th Cir. 1956); *In re Peterson*, 253 U.S. 300, 312 (1920).

Respectfully submitted this 25th day of July 2006.

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CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of July 2006, a copy of the foregoing has been electronically filed with the Clerk of the Court using the CM/ECF system, which will electronically send a copy of the same to the following:

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