

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MISSOURI  
CENTRAL DIVISION**

ASSOCIATION OF COMMUNITY )  
ORGANIZATIONS FOR REFORM NOW, )  
et al., )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
DEBORAH E. SCOTT, et al., )  
 )  
Defendant. )

Case No. 08-4084-CV-C-NKL

**DEFENDANTS' PRELIMINARY INJUNCTION WITNESS LIST**

Defendants do not know what specific relief Plaintiffs are seeking or what evidence Plaintiffs, who have the burden of proof, will present at the preliminary injunction hearing. At this time, Defendants expect to present testimony from the following witnesses at the preliminary injunction hearing:

1. Rachel Morris
2. Patrick Moody
3. Charles Bentley
4. Richard Warren
5. Record custodians, as needed

Defendants may call the following witnesses, depending on Plaintiffs' evidence:

1. Joseph Darcy
2. Robert Hall
3. Antoinette Briguglio-Mays
4. Sharon Denney
5. Matthew Hesser (state demographer)
6. Any person Plaintiffs identify or call as a witness at the preliminary injunction hearing

Defendants wish to preserve the right to present other witnesses depending on the evidence offered by Plaintiffs, including witnesses needed to impeach or rebut Plaintiffs' testimony or evidence.

Respectfully submitted,

JEREMIAH W. (JAY) NIXON  
Attorney General

*/s/ Emily A. Dodge*  
EMILY A. DODGE  
Assistant Attorney General  
Missouri Bar No. 53914

P.O. Box 899  
Jefferson City, MO 65102  
Phone 573-751-8782  
Fax 573-751-9456

ATTORNEYS FOR DEFENDANTS  
SCOTT AND LUCK

**CERTIFICATE OF SERVICE**

I hereby certify that on June 24, 2008, the foregoing was filed electronically with the Clerk of Court to be served by operation of the Court's electronic filing system upon the following: Arthur Benson, Jamie Kathryn Lansford, Michael Payne, Mayer S. Klein, Bradley A. Constance, David Raymond, John M. Nonna, Richard J. Cairns, Brian W. Mellor, Jon M. Greenbaum and Robert A. Kengle

I hereby certify that on June 24, 2008, the foregoing was sent by electronic mail to the following non-participants in Electronic Case Filing:

Charles Renner  
Charles.Renner@huschblackwell.com

Allegra Chapman  
achapman@demos.org

Teresa James  
Electioncounsel2@projectvote.org

Brenda Wright  
bw@nvri.org

Carlean Ponder  
cponder@lawyerscommittee.org

/s/ Emily A. Dodge  
Assistant Attorney General