

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

STATE EX REL. SKAGGS, *et al.*,

Relators-Plaintiffs,

v.

JENNIFER BRUNNER, OHIO SECRETARY
OF STATE, *et al.*,

Respondents-Defendants.

Case No. C2:08CV-1077

Judge Algenon L. Marbley

**JOINT ANSWER OF THE NORTHEAST OHIO COALITION FOR THE HOMELESS
AND THE OHIO DEMOCRATIC PARTY**

Proposed Intervenors the Northeast Ohio Coalition for the Homeless and the Ohio Democratic Party (“Proposed Intervenors”) for their Answer to Relators-Plaintiffs Complaint, admit, deny, and aver as follows:

1. Admit the allegations contained in paragraphs 6, 7.
2. Deny the allegations contained in paragraphs 30, 31, 32, 33, 34, 35, 37, 38, 39.
3. Deny for want of knowledge the allegations contained in paragraphs 4, 5, 8, 11, 12, 14, 15, 17, 18, 19, 20, 21, 22, 23, 24, 26, 27, 28.
4. Paragraphs 1, 2, 10, 13, 16, 25 are in the nature of arguments or statements of law that do not require admission or denial.
5. Deny all statements not specifically admitted or denied herein.

6. Deny the statement that over 27,000 provisional ballots were cast in Franklin County in the Election in Paragraph 9 for want of knowledge and assert that the remainder of paragraph as a statement of law that does not require admission or denial.

Proposed Intervenors further state the following affirmative defenses:

1. The Complaint fails to state a claim upon which relief can be granted.
2. Relators-Plaintiffs lack standing to assert the claims set forth in the Complaint.
3. Relators-Plaintiffs claims are barred by the doctrine of laches.
4. Proposed Intervenors reserve the right to raise any other defenses that may become known.

Respectfully submitted,

s/ Caroline Gentry

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CERTIFICATE OF SERVICE

This is to certify a copy of the foregoing was served upon all counsel of record by means of the Court's electronic filing system on this 17th day of November, 2008.

/s Mark A. McGinnis
Mark A. McGinnis (OH 0076275)
Attorney at Law