

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

INDIANA DEMOCRATIC PARTY,)	
<i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
vs.)	CAUSE NO: 1:05-CV-0634-SEB-VSS
)	
TODD ROKITA, <i>et al.</i> ,)	
)	
Defendants.)	
<hr/>		
)	
WILLIAM CRAWFORD, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
vs.)	
)	
MARION COUNTY ELECTION BOARD,)	
)	
Defendant,)	
and)	
)	
STATE OF INDIANA,)	
)	
Intervenor.)	

**PLAINTIFFS’ MOTION TO STRIKE PORTIONS OF THE
AFFIDAVIT OF WENDY ORANGE**

Come now all Plaintiffs, by their respective undersigned counsel, and hereby move to strike the opinions contained in paragraphs 9, 10, 12 and 13 of the Affidavit of Wendy Orange, submitted in support of the Defendants’ Motion for Summary Judgment as Exhibit No. 37, for the reasons that Ms. Orange’s opinions are neither admissible as lay opinions under Federal Rule of Evidence 701, nor under FRE 702 as “expert” opinions, all of which

is explained and set forth in Democrats' Memorandum in Support of this Motion to Strike.

Respectfully submitted,

s/ William R. Groth

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William R. Groth

s/ Geoffrey S. Lohman

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s/Kenneth J. Falk

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CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of December, 2005, a copy of the foregoing pleading was filed electronically upon the following parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

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