

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 04-22572-CIV-KING/O'SULLIVAN

EMMA YAIZA DIAZ et al.,

Plaintiffs,

v.

GLENDIA HOOD, Secretary of
of State of Florida, et al.,

Defendants.

**PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW
BY DEFENDANTS COWLES, KAPLAN, SNIPES, AND STAFFORD**

Defendants John Stafford, Brenda Snipes, Bill Cowles, and Constance Kaplan adopt the Proposed Findings of Fact and Conclusions of Law submitted by Defendants Hood and LePore, with one exception. In place of paragraphs 45 through 49, Defendants Stafford, Snipes, Cowles, and Kaplan proposed the following:

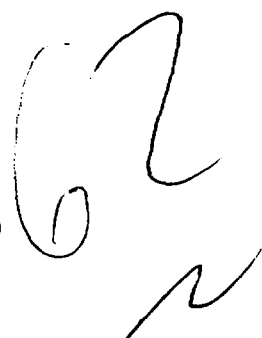
The Citizenship Checkbox

45. No Plaintiff has standing to assert a claim based on the rejection of an application because of the applicant's failure to check the citizenship box. None of the individual Plaintiffs has been rejected and unable to register to vote for that reason, and none of the Union Plaintiffs has identified even a single member who was rejected for that reason. Accordingly, Plaintiffs' claims based on the citizenship box issue are hereby dismissed.

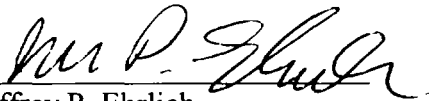
Respectfully submitted,

ROBERT A. GINSBURG
Miami-Dade County Attorney
Stephen P. Clark Center
111 N.W. 1st Street, Suite 2810

2011 OCT 21 PM 4:18
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA



Miami, Florida 33128
Telephone: (305) 375-5151
Facsimile: (305) 375-5611
Email: ehrlich@miamidade.gov
storres@miamidade.gov

By: 
Jeffrey P. Ehrlich
Susan Torres
Assistant County Attorneys
Fla. Bar Nos. 51561 & 133590

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via facsimile & U.S. mail on this 21st day of October, 2004 on the parties on the attached Service List.


Jeffrey P. Ehrlich

SERVICE LIST

RONALD A. LABASKY
FRED MCCORMACK
Landers & Parson, P.A.
310 West College Avenue
Tallahassee, FL 32301
Fax: 850-224-5595

ELLIOT MINCBERG
People for the American Way Foundation
2000 M Street, Suite 400
Washington, D.C. 20036
Fax: 202-293-2672

JUDITH A. BROWNE
SHEILA Y. THOMAS
ELIZABETH WESTFALL
Advancement Project
1730 M Street, NW, Suite 910
Washington, D.C. 20036
Fax: 202-728-9558

JUDITH SCOTT
JOHN J. SULLIVAN
SEIU
1313 L Street, NW
Washington, D.C. 20005
Fax: 202-898-3323

BURNADETTE NORRIS-WEEKS
100 S.E. 6th St.
Ft. Lauderdale, FL 33301-3422
Fax: 954-768-9790

TRACEY I. ARPEN, JR.
Deputy General Counsel
Duval County
City Hall, St. James Building
117 West Duval Street, Suite 480
Jacksonville, FL 32202
Fax: 904-630-2388

MARY JILL HANSON
Hanson, Perry & Jensen, P.A.
400 Executive Center Drive
Suite 207
West Palm Beach, FL 33401
Fax: 561-686-2802

JONATHAN P. HIATT
AFL-CIO
815 Sixteenth Street, NW
Washington, D.C. 20006
Fax: 202-637-5323

STEVEN S. MICHAELS
S. GALE DICK
Debevoise & Plimpton LLP
919 Third Avenue
New York, NY 10022
Fax: 212-909-6836

MANNY ANON, JR.
Florida Public Employees
Council
3064 Highland Oaks Terrace
Tallahassee, FL 32301
Fax: 850-224-6926

DANIEL S. FRIDMAN
Hunton & Williams, LLP
1111 Brickell Ave., Ste. 2500
Miami, FL 33131
Fax: 305-810-2460

MIKE CIRULLO
Orange County Attorney's
Office
3099 East Commercial Blvd.
Fort Lauderdale, FL 33308
Fax: 954-771-4923

PETER ANTONACCI
Gray-Robinson, P.A.
P.O. Box 11189
Tallahassee, FL 32302
Fax: 850-577-3311

MATTHEW COHEN
Broward County Atty's Office
115 South Andrews Ave., Rm. 423
Ft. Lauderdale, FL 33301
Fax: 954-357-7641