

STATE OF MINNESOTA
IN SUPREME COURT

Cullen Sheehan, Norm Coleman, Cara
Beth Lindell, and John Doe,

Court File No. A08-2169

Petitioners,

PROPOSED ORDER

vs.

Mark Ritchie, Minnesota Secretary of
State, the Minnesota State Canvassing
Board, Isanti County Canvassing Board
and Terry Treichel, Isanti County Auditor-
Treasurer, individually and on behalf of all
County and Local Election Officers and
County Canvassing Boards,

Respondents.

Petitioners have filed an Amended Petition pursuant to Minn. Stat. §204B.44 alleging that Respondents have committed and are about to commit errors, omissions and wrongful acts in carrying out their duties related to the sorting and counting of purportedly wrongly rejected absentee ballots for the election of a United States Senator. Petitioners seek an order of this Court for corrective relief.

IT IS HEREBY ORDERED THAT:

1. All counties, county canvassing boards, the Secretary of State and the State Canvassing Board shall not count any rejected absentee ballots in the administrative recount and all issues regarding such ballots are to be raised, if any party so chooses, in a contest pursuant to Minn. Stat. Ch. 209.

2. All rejected absentee ballot envelopes, and the corresponding ballots therein, shall be preserved and kept segregated in a manner permitting the ballot to be linked to the envelopes in the future as these materials will all likely constitute evidence in an election contest.

BY THE COURT:

Dated: _____

Justice