

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

PROJECT VOTE, ASSOCIATION OF  
COMMUNITY ORGANIZATIONS FOR  
REFORM NOW, COMMON CAUSE OHIO,  
PEOPLE FOR THE AMERICAN WAY  
FOUNDATION, COMMUNITY OF FAITH  
ASSEMBLIES CHURCH, AMERICAN  
ASSOCIATION OF PEOPLE WITH  
DISABILITIES, MARY KEITH, JOHN R. T.  
MAY, and LINDA SCAMMICCA,

Plaintiffs,

v.

J. KENNETH BLACKWELL, individually and  
in his official capacity as Secretary of State,  
WILLIAM D. MASON, as Prosecuting  
Attorney for **Cuyahoga** County, Ohio, and  
SHERRI BEVAN WALSH, as Prosecuting  
Attorney for **Summit** County, Ohio,

Defendants.

CIVIL ACTION NO. 1:06-cv-01628

Judge Kathleen M. O'Malley

Magistrate Judge Perelman

**SECOND UNOPPOSED MOTION OF  
PLAINTIFFS FOR EXTENSION OF TIME TO  
FILE RESPONSE TO DEFENDANTS' MOTION  
TO DISMISS**

Plaintiffs, through undersigned counsel, respectfully request this Court grant an additional fourteen (14) days to file their response to Defendants' Motion to Dismiss.

A memorandum in support is submitted herewith.

Respectfully submitted,

/s/ DONALD J. McTIGUE

---

Donald J. McTigue (OH 0022849)

*Trial Counsel*

Mark A. McGinnis (OH 0076275)

McTIGUE LAW GROUP

886 North High Street

Columbus, OH 43214

Tel: (614) 263-7000

Fax: (614) 263-7078

[mctiguelaw@rrochio.com](mailto:mctiguelaw@rrochio.com)

*Counsel for Plaintiffs*

**MEMORANDUM IN SUPPORT**

Plaintiffs are requesting that their date for responding to Defendants' Motion to Dismiss be extended fourteen (14) days, from October 18, 2006, to November 1, 2006. The reason for this request is that it appears at this time that the case may not be settled.

Counsel for all Defendants have consented to this request.

Respectfully submitted,

/s/ DONALD J. McTIGUE

---

Donald J. McTigue (OH 0022849)

*Trial Counsel*

Mark A. McGinnis (OH 0076275)

McTIGUE LAW GROUP

886 North High Street

Columbus, OH 43214

Tel: (614) 263-7000

Fax: (614) 263-7078

[mctiguelaw@rrohio.com](mailto:mctiguelaw@rrohio.com)

*Counsel for Plaintiffs*

Agreed:

/s/ Larry H. James per authority to Donald J. McTigue

---

Larry H. James (0021773)

Christina L. Corl (0067869)

Counsel for J. Kenneth Blackwell, Ohio Secretary of State

500 South Front Street, Suite 1200

Columbus, Ohio 43215

/s/ Richard N. Coglianesse per authority to Donald J. McTigue

---

Richard N. Coglianesse (0066830)

Damian W. Sikora (0075224)

Assistant Attorneys General

30 East Broad Street, 17<sup>th</sup> Floor

Columbus, Ohio 43215

/s/ David G. Lambert per authority to Donald J. McTigue

---

David G. Lambert (0030273)  
Barbara R. Marburger (0019152)  
Cuyahoga County Assistant Prosecuting Attorneys  
1200 Ontario Street  
Cleveland, Ohio 44113

/s/ Anita Davis per authority to Donald J. McTigue

---

Anita Davis (0012849)  
Summit County Assistant Prosecuting Attorney  
53 University Avenue, 6<sup>th</sup> Floor  
Akron, Ohio 44308

**CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing was electronically filed this 17<sup>th</sup> day of October, 2006. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this through the Court's system.

/s/ Donald J. McTigue

---

Donald J. McTigue, Attorney at Law