

in full agreement with the statements contained therein and adopt them as my own for purposes of this affidavit. For the reasons stated by Mr. Brehm in his affidavit, I join in his request that plaintiffs' motion for a preliminary injunction enjoining the State Board's practice, in accordance with Election Law §9-112(4) of crediting a "double vote" for a single candidate to the candidate's party line which appears first on the ballot, be denied.

WHEREFORE, plaintiffs' motion for a preliminary injunction should be denied in its entirety.

/s/ Todd D. Valentine
TODD D. VALENTINE

Sworn to before me this
8th day of October, 2010.

/s/ ANNA E. SVIZZERO
Notary Public, State of New York
Qualified in Rensselaer County
No. 01SV4894387
Commission Expires June 1, 2011