

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

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

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. Coglianese per authority to Donald J. McTigue

Richard N. Coglianese (0066830)

Damian W. Sikora (0075224)

Assistant Attorneys General

30 East Broad Street, 17th 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, 6th Floor
Akron, Ohio 44308

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing was electronically filed this 17th 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