

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

OHIO COUNCIL 8 AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO, et al	:	
	:	
	:	
	:	
Plaintiffs,	:	Case No. 1:10-cv-00504-SJD
	:	
v.	:	Judge Susan J. Dlott
	:	
SECRETARY OF STATE JENNIFER BRUNNER, et al	:	
	:	
	:	
Defendant.	:	

**BRIEF FOR DEFENDANT
SECRETARY OF STATE BRUNNER**

Pursuant to this Court’s scheduling order, Secretary of State Jennifer Brunner files this brief with the Court. The Plaintiffs seek to enjoin her from enforcing RC 3501.01(J) and 3505.04. Secretary Brunner takes no position in this litigation as to whether the Court should issue an injunction against their enforcement. In the upcoming election, Secretary Brunner fully intends to comply with RC 3501.01(J) and 3505.04 unless ordered otherwise.

Respectfully submitted,

RICHARD CORDRAY
Ohio Attorney General

s/ Thomas E. Madden

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been forwarded this 12th day of August, 2010 via the court's electronic filing system to the counsel for the parties.

s/ Thomas E. Madden
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