

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

TRACIE HUNTER, <i>et al.</i> ,	:	
	:	Case No. 1:10CV820
Plaintiffs,	:	
	:	Chief Judge Susan J. Dlott
v.	:	
	:	ORDER REGARDING
HAMILTON COUNTY BOARD OF	:	CANVAS OF RETURNS
ELECTIONS, <i>et al.</i> ,	:	
	:	
Defendants.	:	
	:	
	:	
	:	

In a motion filed January 11, 2011, Plaintiffs sought, among other things, an order enjoining the Hamilton County Board of Elections (the “Board”) from complying with the statutory deadline to amend the certification of the election results. At the time that motion was filed, the Court did not grant that request. However, the Board has not complied with the Court’s Orders dated November 22, 2010 (doc. 13) and January 12, 2011 (doc. 39), and the January 22, 2011 deadline for the Board to amend the certification of election results is only days away.

Plaintiffs’ right to equal protection under the Fourteenth Amendment of the U.S. Constitution will be violated if the canvas of election returns is deemed final before the Board complies with this Court’s prior Orders. Therefore, the Court hereby grants Plaintiffs’ request and enjoins the application of Ohio Revised Code §§ 3505.32(A) and 3513.22 as they apply to the results of the race for Hamilton County Juvenile Court Judge and prohibits any certification of the election results from this race from going into effect until further order of this Court.

IT IS SO ORDERED.

s/ Susan J. Dlott
Chief Judge Susan J. Dlott
United States District Court

