

In The Court Of Common Pleas
Franklin County, Ohio

James B. Callen, *et al.*,

Plaintiffs,

vs.

Case No. 06 CVH 11 14411

Jennifer Brunner

Judge Cain

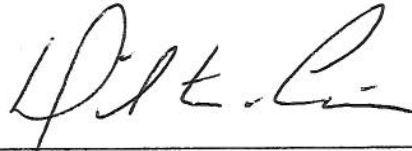
Defendant.

Order Withdrawing Motion To Dismiss and Vacating Trial Date

By agreement of the parties, Defendant Secretary of State Jennifer Brunner hereby withdraws her motion to dismiss without prejudice with the right to refile. The June 9, 2008 trial date in this case is hereby vacated and the Court will schedule a new trial for ~~some time in~~ *the 9th*

day of February, 2009.

IT IS SO ORDERED.



Judge David Cain

Pamela Hultin / *By Dan N. C.*
(0075224)

Pamela N. Hultin
Smith & Hultin
100 North Main Street
Suite 350
Chagrin Falls, Ohio 44022

Richard N. Coglianese / *By Dan N. C.*
(0075224)

Richard N. Coglianese (0066830)
Assistant Attorney General
Constitutional Offices Section
30 East Broad Street, 16th Floor
Columbus, Ohio 43215

FILED
COMMON PLEAS COURT
FRANKLIN CO., OHIO
2008 MAY -8 PM 4:37
CLERK OF COURTS