No. A09-697

STATE OF MINNESOTA
IN SUPREME COURT

OFFICE OF
APPELLATE COURTS

MAY - 5 2009

FILED

In the Matter of the Contest of
General Election held on November 4, 2008
for the purpose of electing a United States
Senator from the State of Minnesota,

Cullen Sheehan and Norm Coleman,

Appellants,

vs.

Al Franken,

Respondent.

RESPONDENT'S MOTION TO ADMIT ATTORNEY LISA MARSHAL MANHEIM PRO HAC VICE

David L. Lillehaug does hereby move the Court, pursuant to Minn. R. Civ. App. P. 127 and 143.05, subd. 1, for admission of Lisa Marshall Manheim as an attorney *pro hac vice* to appear before this honorable Court on behalf of Respondent Al Franken in the above-captioned matter. This motion is based upon all files, records and proceedings herein, as well as the attached Affidavit of Lisa Marshall Manheim.

This motion is submitted on the papers, and oral argument is expressly waived.

Dated: May 5, 2009

PERKINS COIE LLP

Marc E. Elias (DC Bar #442007)
Kevin J. Hamilton (Wash. Bar #15648)
607 Fourteenth Street, N.W., Suite 800
Washington, D.C. 20005-2011
Telephone: (202) 628-6600

Admitted Pro Hac Vice

FREDRIKSON & BYRON, P.A.

By: _____
David L. Lillehaug (#63186)
Richard D. Snyder (#191292)
200 South Sixth Street, Suite 4000
Minneapolis, Minnesota 55402
Telephone: (612) 492-7000

Attorneys for Respondent Al Franken

4555131

No. A09-697

STATE OF MINNESOTA
IN SUPREME COURT

In the Matter of the Contest of
General Election held on November 4, 2008
for the purpose of electing a United States
Senator from the State of Minnesota,

Cullen Sheehan and Norm Coleman,

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Respondent.

AFFIDAVIT TO ADMIT ATTORNEY
LISA MARSHALL MANHEIM
PRO HAC VICE

Lisa Marshall Manheim, being duly sworn upon oath, deposes and says:

1. I make this affidavit to allow me to appear as counsel *pro hac vice* representing Respondent Al Franken in the above-captioned matter.

2. I am an attorney with the law firm of Perkins Coie, LLP. My office address is 1201 Third Avenue South, Suite 4800, Seattle, Washington 98101-3099; my telephone number is (206) 359-6281.

3. I am a graduate of Yale College and Yale Law School. Before joining the Perkins Coie firm, I served as a law clerk to the Honorable Anthony M. Kennedy of the United States Supreme Court and the Honorable Pierre N. Leval of the United States Court of Appeals for the Second Circuit.

4. I am admitted to practice in the courts of the State of Washington. My attorney registration number for the Washington Bar is 40198.

5. I am a member in good standing of the above-named bar, and I have not resigned, been denied admission, been reprimanded, suspended or disbarred from the practice of law by this or any other court, nor do I have any grievances pending against me. I agree to be familiar with and subject to the disciplinary rules and regulations governing Minnesota lawyers and the jurisdiction of the Minnesota Courts.

6. During the course of this appeal, I will be associated with the law firm of Fredrikson & Byron, P.A., 200 South Sixth Street, Suite 4000, Minneapolis, Minnesota 55402.

Lisa Marshall Manheim

Subscribed and sworn to before me
this 5th day of May, 2009

Notary Public
King County 5/5/09
1555139_1.DOC

ELVA GONZALEZ
NOTARY PUBLIC
COMMISSION EXPIRES
12-20-12
STATE OF WASHINGTON

In the Matter of the Contest of General Election held on
November 4, 2008 for the purpose of electing a
United States Senator from the State of Minnesota
Cullen Sheehan and Norm Coleman v. Al Franken
Court File No.: A09-697

AFFIDAVIT OF SERVICE

STATE OF MINNESOTA)
) SS.
COUNTY OF HENNEPIN)

Ramona Zamora, being duly sworn on oath, deposes and states that on the 5th day of May, 2009, she served by email and United States mail the following:

1. Respondent's Motion to Admit Attorney Lisa Marshall Manheim Pro Hac Vice;
2. Affidavit to Admit Attorney Lisa Marshall Manheim Pro Hac Vice; and
3. Affidavit of Service by Email and Mail,

by forwarding by email and by placing true and correct copies thereof in an envelope addressed s follows and depositing the same, with postage prepaid, in the United States mail at Minneapolis, Minnesota.

James K. Langdon, Esq.
Dorsey & Whitney LLP
Suite 1500
50 South Sixth Street
Minneapolis, MN 55402-1498
langdon.jim@dorsey.com

Frederic W. Knaak, Esq.
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Minnetonka, MN 55305
trimblelegals@earthlink.net

Joseph S. Friedberg Esq.
Friedberg Law Office
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150 South Fifth Street
Minneapolis, MN 55402
joefriedberg@hotmail.com

Ramona Zamora

Subscribed and sworn to before me
this 5th day of May, 2009

Notary Public

4547896_2.DOC

DAVID LEE LILLEHAUG
NOTARY PUBLIC-MINNESOTA
My Commission Expires Jan. 31, 2010

Fredrikson & BYRON, P.A.

OFFICE OF APPELLATE COURTS

MAY - 5 2009

FILED

May 5, 2009

VIA MESSENGER
Frederick K. Grittner
Clerk of Appellate Courts
Minnesota Supreme Court
305 Minnesota Judicial Center
25 Rev. Dr. Martin Luther King, Jr. Blvd.
St. Paul, MN 55155

Re: In the Matter of the Contest of General Election held on November 4, 2008 for the purpose of electing a United States Senator from the State of Minnesota, Cullen Sheehan and Norm Coleman v. Al Franken
Court File Number: A09-697

Dear Mr. Grittner:

Enclosed for filing with respect to the above-captioned matter please find proof of service and four copies of the following documents:

1. Respondent's Motion to Admit Attorney Lisa Marshall Manheim Pro Hac Vice; and
2. Affidavit to Admit Attorney Lisa Marshall Manheim Pro Hac Vice.

By copy of this letter, we are serving counsel for Appellants.

Sincerely,

David L. Lillehaug

Direct Dial: 612 492 7321
Email: dlillehaug@fredlaw.com

DLL/mp
Enclosures
4547874/2--058501 0003
cc: James K. Langdon, Esq. (via email and U.S. mail)
Tony P. Trimble, Esq. (via email and U.S. mail)
Frederic W. Knaak, Esq. (via email and U.S. mail)
Joseph S. Friedberg, Esq. (via email and U.S. mail)