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Fredrikson & BYRON, P.A.

January 14, 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

OFFICE OF
APPELLATE COURTS

JAN 14 2009

FILED

Re: Al Franken v. Timothy Pawlenty, as Governor, and Mark Ritchie, as Secretary of State
Court File No. A09-0064

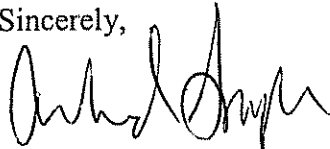
Dear Mr. Grittner:

Enclosed for filing with respect to the above-captioned matter please find the following documents:

1. Motion for Admission *Pro Hac Vice*;
2. Affidavit to Admit Attorney Marc Elias *Pro Hac Vice*;
3. Affidavit to Admit Attorney Kevin J. Hamilton *Pro Hac Vice*;
4. Affidavit to Admit Attorney David Burman *Pro Hac Vice*; and
5. Affidavit of Service.

By copy of this letter, we are serving Respondents and counsel for Norm Coleman.

Sincerely,



Richard D. Snyder
Direct Dial: 612.492.7145
Email: rsnyder@fredlaw.com

RDS:mp
Enclosures
4491780--058501 0003

- cc: The Hon. Tim Pawlenty (via mail)
Mark Ritchie, Secretary of State (via mail)
Lori Swanson, Minnesota Attorney General (via mail)
Roger J. Magnuson, Esq. and James K. Langdon, Esq. (via email and mail)
Tony P. Trimble, Esq. (via email and mail)
Frederic W. Knaak, Esq. (via email and mail)

Attorneys & Advisors	Fredrikson & Byron, P.A.
main 612 492 7000	200 South Sixth Street, Suite 4000
fax 612 492 7077	Minneapolis, Minnesota
www.fredlaw.com	55402-1425

No. A09-0064

State of Minnesota
In Supreme Court

Al Franken,

Petitioner,

vs.

Timothy Pawlenty, as Governor, and Mark Ritchie, as Secretary of State,

Respondents,

MOTION FOR ADMISSION *PRO HAC VICE*

Marc E. Elias (DC Bar #442007)
Kevin J. Hamilton (Wash. Bar #15648)
David J. Burman (Wash. Bar #10611)
Perkins Coie LLP
607 Fourteenth Street, N.W., Suite 800
Washington, D.C. 20005-2011
Telephone: (202) 628-6600
Application for Admission Pro Hac Vice Pending

David L. Lillehaug (#63186)
Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, Minnesota 55402
Telephone: (612) 492-7000
Facsimile: (612) 492-7077
Counsel for Al Franken

David L. Lillehaug does hereby move the Court, pursuant to Minn. R. Civ. App. P. 127 and 143.05, subd. 1, for admission of Marc E. Elias, Kevin J. Hamilton and David J. Burman as attorneys *pro hac vice* to appear before this honorable Court on behalf of Al Franken in the above-captioned matter. This motion is based upon all files, records and proceedings herein, as well as the attached Affidavits of Marc E. Elias, Kevin J. Hamilton and David J. Burman.

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

Dated: January 14, 2009


PERKINS COIE LLP

Marc E. Elias (DC Bar #442007)
Kevin J. Hamilton (Wash. Bar #15648)
David J. Burman (Wash. Bar #10611)
607 Fourteenth Street, N.W., Suite 800
Washington, D.C. 20005-2011
Telephone: (202) 628-6600

Application for Admission Pro Hac Vice Pending

4491413

FREDRIKSON & BYRON, P.A.

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

Attorneys for Petitioner Al Franken

No. A09-0064

State of Minnesota
In Supreme Court

Al Franken,

Petitioner,

vs.

Timothy Pawlenty, as Governor, and Mark Ritchie, as Secretary of State,

Respondents,

AFFIDAVIT TO ADMIT ATTORNEY MARC ELIAS *PRO HAC VICE*

Marc E. Elias (DC Bar #442007)
Kevin J. Hamilton (Wash. Bar #15648)
David J. Burman (Wash. Bar #10611)
Perkins Coie LLP
607 Fourteenth Street, N.W., Suite 800
Washington, D.C. 20005-2011
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Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, Minnesota 55402
Telephone: (612) 492-7000
Facsimile: (612) 492-7077

Counsel for Al Franken

Marc E. Elias, being duly sworn upon oath, deposes and says:

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


2. I am a partner with Perkins Coie, LLP. My office address and telephone number are: 607 Fourteenth Street, NW, Suite 800, Washington, D.C., 20005-2011; telephone number: 202-628-6600.

3. I graduated from the Duke University School of Law in 1993.

4. I am admitted to practice in the District of Columbia. My attorney registration number for the District of Columbia Bar is 442007.


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 subject to the disciplinary rules and regulations governing Minnesota lawyers and the jurisdiction of the Minnesota Courts.

Further your Affiant sayeth naught.



Marc E. Elias

Subscribed and sworn to before me
this 13th day of January, 2009



Notary Public

4491443_1.DOC

FRANCOIS T. DE
A NOTARY PUBLIC OF DISTRICT OF COLUMBIA
MY COMMISSION EXPIRES: 9/30, 2010

No. A09-0064

State of Minnesota
In Supreme Court

Al Franken,

Petitioner,

vs.

Timothy Pawlenty, as Governor, and Mark Ritchie, as Secretary of State,

Respondents,

AFFIDAVIT TO ADMIT ATTORNEY KEVIN HAMILTON *PRO HAC VICE*


Marc E. Elias (DC Bar #442007)
Kevin J. Hamilton (Wash. Bar #15648)
David J. Burman (Wash. Bar #10611)
Perkins Coie LLP
607 Fourteenth Street, N.W., Suite 800
Washington, D.C. 20005-2011
Telephone: (202) 628-6600
Application for Admission Pro Hac Vice Pending

David L. Lillehaug (#63186)
Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, Minnesota 55402
Telephone: (612) 492-7000
Facsimile: (612) 492-7077
Counsel for Al Franken

Kevin J. Hamilton, being duly sworn upon oath, deposes and says:

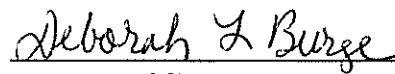
1. I make this affidavit to allow me to appear as counsel *pro hac vice* representing Al Franken in the above-captioned matter.
2. I am a partner with Perkins Coie, LLP. My office address and telephone number are: 1201 Third Avenue, Suite 4800, Seattle, Washington 98101-3099; telephone number: 206-359-8000.
3. I graduated from the Georgetown University Law Center in 1985.
4. I am admitted to practice in the State of Washington. My attorney registration number for the Washington Bar is 15648.
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 subject to the disciplinary rules and regulations governing Minnesota lawyers and the jurisdiction of the Minnesota Courts.

Further your Affiant sayeth naught.



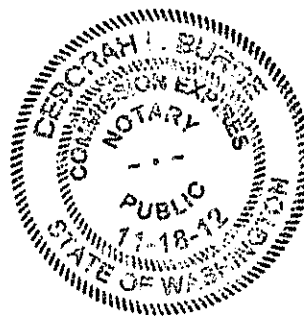
Kevin J. Hamilton

Subscribed and sworn to before me
this 13th day of January, 2009



Notary Public

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No. A09-0064

State of Minnesota
In Supreme Court

Al Franken,

Petitioner,

vs.

Timothy Pawlenty, as Governor, and Mark Ritchie, as Secretary of State,

Respondents,

AFFIDAVIT TO ADMIT ATTORNEY DAVID BURMAN *PRO HAC VICE*

Marc E. Elias (DC Bar #442007)
Kevin J. Hamilton (Wash. Bar #15648)
David J. Burman (Wash. Bar #10611)
Perkins Coie LLP
607 Fourteenth Street, N.W., Suite 800
Washington, D.C. 20005-2011
Telephone: (202) 628-6600
Application for Admission Pro Hac Vice Pending

David L. Lillehaug (#63186)
Fredrikson & Byron, P.A.
200 South Sixth Street, Suite 4000
Minneapolis, Minnesota 55402
Telephone: (612) 492-7000
Facsimile: (612) 492-7077

Counsel for Al Franken

David J. Burman, being duly sworn upon oath, deposes and says:

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


2. I am a partner with Perkins Coie, LLP. My office address and telephone number are: 1201 Third Avenue, Suite 4800, Seattle, Washington 98101-3099; telephone number: 206-359 8000.

3. I graduated from the Georgetown University Law Center in 1977.

4. I am admitted to practice in the State of Washington. My attorney registration number for the Washington Bar is 10611.

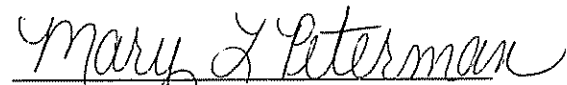
5. I am a member in good standing of the above-named bar, and I have not resigned, been denied admission, been reprimanded, suspended or disbarred from the practice of law by this or any other court, nor do I have any grievances pending against me. I agree to be subject to the disciplinary rules and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

Further your Affiant sayeth naught.



David J. Burman

Subscribed and sworn to before me
this 13th day of January, 2009



Notary Public

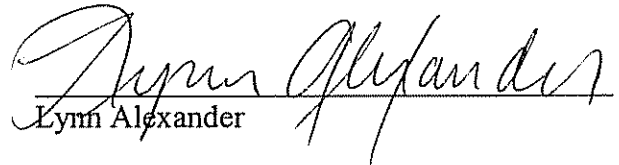
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Roger J. Magnuson, Esq.
James K. Langdon, Esq.
Dorsey & Whitney LLP
Suite 1500
50 South Sixth Street
Minneapolis, MN 55402-1498
magnuson.roger@dorsey.com
langdon.jim@dorsey.com

Tony P. Trimble, Esq.
Trimble & Associates, Ltd.
Suite 130
10201 Wayzata Boulevard
Minnetonka, MN 55305
trimblelegals@earthlink.net

Frederic W. Knaak, Esq.
Knaak & Kantrud
Suite 800
3500 Willow Lake Boulevard
Vadnais Heights, MN 55110
fknaak@klaw.us


Lynn Alexander

Subscribed and sworn to before me
this 14th day of January, 2009


Notary Public

4491790_1 DOC

