

166.

FILED  
Court Administrator

STATE OF MINNESOTA  
COUNTY OF RAMSEY

MAR 2 2009  
By *[Signature]* Deputy

DISTRICT COURT  
SECOND JUDICIAL DISTRICT

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,

Court File No. 62-CV-09-56

Cullen Sheehan and Norm Coleman,  
  
Contestants,

**NOTICE OF MOTION AND  
MOTION FOR ORDER  
DECLARING RECOUNT RULE 9  
INVALID AS A MATTER OF LAW**

v.

Al Franken,

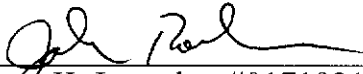
Contestee.

PLEASE TAKE NOTICE THAT at a time set by the Court at its earliest  
convenience Contestants will seek a ruling on this motion to remedy the double counting  
of votes for the U.S. Senate seat on certain ballots that occurred during the recount. This  
Motion will be based on the accompanying memorandum and all the files, records and  
proceedings herein.

Dated: March 2, 2009

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