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FILED
Court Administrator

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF RAMSEY

JAN 22 2009
By: [Signature] Deputy

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,

Cullen Sheehan and Norm Coleman,

Contestants,

vs.

VERIFIED PETITION FOR
APPOINTMENT OF INSPECTORS

Al Franken,

Contestee.

TO: The Honorable Judges of the above-named Court, Al Franken, Contestee.

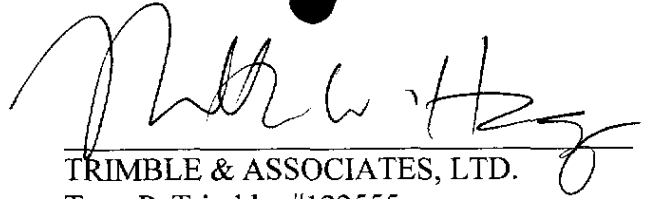
1. As stated in Contestants' Notice of Contest dated January 6, 2009, Contestant Cullen Sheehan believes and states that Contestants cannot properly prepare their case for trial without an inspection of Ballots and Election Materials relating to the office of United States Senate in the General Election, including, without limitation, all Ballots and Election Materials in the precincts described hereinabove.

2. Contestant Cullen Sheehan therefore requests this Court to order such inspection pursuant to Minnesota Statutes § 209.06 and to implement procedures for appointment of inspectors on behalf of Contestants and Contestee pursuant to Minnesota Statutes § 209.06.

3. Contestant Cullen Sheehan further believes and states that Contestants cannot properly prepare their case for trial without a recount of the Ballots in certain precincts pursuant to Minnesota Statutes § 209.06 and therefore request this Court to order such recount relative to those precincts identified by Contestants.

4. The precincts to be inspected and/or recount are as identified within Exhibit A through Exhibit E attached hereto.

Dated: January 22, 2009



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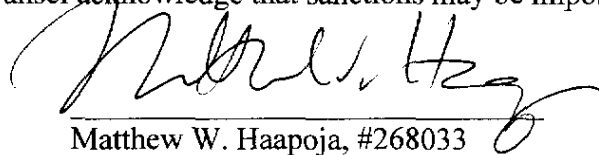
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Attorneys for Contestants

ACKNOWLEDGEMENT

Contestants through the undersigned counsel acknowledge that sanctions may be imposed under Minn. Stat. § 549.211.

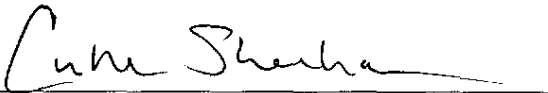


Matthew W. Haapoja, #268033

VERIFICATION

STATE OF MINNESOTA)
) ss.
COUNTY OF RAMSEY)

Cullen Sheehan, being first duly sworn on oath, deposes and states that he is the person named as Contestant in the foregoing Verified Petition; that he has read the Verified Petition and knows the contents thereof, and that the same are true and correct to the best of his knowledge, information and/or belief.


Cullen Sheehan

Subscribed and sworn to before me
this 22 day of January, 2009.


NOTARY PUBLIC

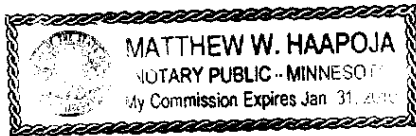
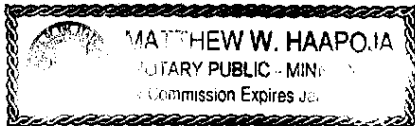


EXHIBIT A

PRECINCTS WHERE DOUBLE COUNTING OCCURRED DUE TO DUPLICATE/ORIGINAL PROBLEM

<u>COUNTY</u>	<u>PRECINCT</u>	<u>NUMBER OF BALLOTS POTENTIALLY AT ISSUE</u>
Anoka	Coon Rapids W1-P4	6
Blue Earth	Mankato W5, P11	1
Dakota	Eagan P3	7
Dakota	Farmington P1	5
Dakota	Hastings W1-P3	8
Dakota	Lakeville P9	1
Hennepin	Bloomington W2-P27	7
Hennepin	Hopkins P1	1
Hennepin	Minneapolis W2-P3	2
Hennepin	Minneapolis W2-P5	4
Hennepin	Minneapolis W3-P5	4
Hennepin	Minneapolis W5-P4	3
Hennepin	Minneapolis W5-P6	2
Hennepin	Minneapolis W7-P6	12
Hennepin	Minneapolis W7-P7	9
Hennepin	Minneapolis W8-P10	2
Hennepin	Minneapolis W8-P7	11
Hennepin	Minneapolis W9-P2	6
Hennepin	Minneapolis W10-P10	40
Hennepin	Minneapolis W10-P2	11
Hennepin	Minneapolis W10-P4	5
Hennepin	Minneapolis W10-P7	1
Hennepin	Minneapolis W11-P7	10
Hennepin	Minneapolis W11-P8	23
Hennepin	Minneapolis W12-P8	14
Hennepin	Minneapolis W13-P1	3
Hennepin	Minneapolis W13-P3	1
Hennepin	Robbinsdale W4	1
Hennepin	St. Louis Park W3-P12	1
Lake of the Woods	3B (Williams City)	1
St. Louis	Cedar Valley	1
St. Louis	Duluth P4	2
St. Louis	Gnesen	1
Stearns	Melrose	1
Wadena	Wadena P3	1
Wadena	Aldrich City	1
Wright	Buffalo P2	1
Wright	Maple Lake Twp	4

EXHIBIT B

**PRECINCTS WHERE BALLOTS WERE NOT COUNTED DURING THE RECOUNT
DUE TO SECRETARY OF STATE INTERPRETATION OF RULE 9**

<u>COUNTY</u>	<u>PRECINCT</u>	<u>NUMBER OF BALLOTS POTENTIALLY AT ISSUE</u>
Anoka	Spring Lake Park 1A	3
Dakota	Burnsville P11	1
Dakota	Farmington P1	1
Dakota	Lakeville P10	11
Hennepin	Bloomington W4-P6	9
Hennepin	Brooklyn Park WE- P8	1
Hennepin	Edina P11	4
Hennepin	Maple Grove P6	3
Itasca	Comfort	1
Ramsey	Roseville P2	1
St. Louis	Duluth P16	1
St. Louis	Hermantown P3	3

EXHIBIT C

PRECINCTS WITH MORE BALLOTS COUNTED THAN PERSONS VOTING ON ELECTION NIGHT; CHAIN OF CUSTODY QUESTIONS

<u>COUNTY</u>	<u>PRECINCT</u>	<u>NUMBER OF BALLOTS MORE COUNTED IN RECOUNT THAN ELECTION NIGHT</u>
Anoka	Lexington P1	1
Becker	Callaway	5
Becker	Shell Lake Twp	7
Beltrami	Turtle Lake Twp	1
Dakota	West St Paul W-1 P- 2	7
Hennepin	Crystal W4, P2	6
Hennepin	Golden Valley P6	22
Hennepin	Maple Grove P9	3
Hennepin	Rogers P1	5
Olmsted	Rochester W3 P3	9
Olmsted	Rochester W6 P1	9
Ramsey	Roseville P8	4
Ramsey	Maplewood P6	168
Ramsey	St. Paul W3, P9	17
Ramsey	White Bear Twp P2	30
St. Louis	Duluth P32	64
St. Louis	Eveleth P6	3
Swift	Murdock	3
Washington	Woodbury P3	3
Wright	Buffalo P2	5

EXHIBIT D

**COUNTIES/PRECINCTS WITH FEWER BALLOTS COUNTED
THAN PERSONS VOTING ON ELECTION NIGHT**

<u>COUNTY</u>	<u>PRECINCT</u>	<u>NUMBER OF BALLOTS POTENTIALLY AT ISSUE</u>
Clay	Hawley Township	20
Dakota	Burnsville P7	14
Faribault	Blue Earth W2	1
Ramsey	Roseville P4	20
Ramsey	White Bear Lake W3 P1	11
Scott	Prior Lake P5	2 (ballots missing during post-election audit review process but not explained)
Stearns	St. Cloud W1 P2	8

EXHIBIT E

PRECINCTS WITH OTHER IRREGULARITIES DURING THE RECOUNT

<u>COUNTY</u>	<u>PRECINCT</u>	<u>DESCRIPTION</u>
Anoka	St. Francis P2	2 ballots not counted in recount – no apparent explanation
Carlton	Perch Lake Township	Ballots found with chain of custody issues
Hennepin	Bloomington W3-P18	2 Coleman ballots not counted today
Hennepin	St. Anthony	Ballot found in “excess ballot” pile and counted during recount – chain of custody issue
Houston	Caledonia, P1 and P2	2 ballots from P2 found with ballots from P1, but not counted in recount for P2
Stearns	Maine Prairie Township/ Le Sauk Township	3 write ins on a ballot in Maine Prairie Township - same names and handwriting as a ballot in Le Sauk Township (may be double vote)
Stearns	St. Cloud W1, P2	3 ballots apparently removed from ballots voted on election night by election judge
Stearns	St. Cloud W4, P8	2 ballots apparently removed from ballots voted on election night by election judge
Stearns	Waite Park P2	1 ballot apparently removed from ballots voted on election night by election judge