

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF NEW YORK**

ROBERT L. SCHULZ, et al.,	)	Case No. 07-CV-0943 LEK/DRH
	)	
Plaintiffs	)	
v.	)	DELAWARE DEFENDANTS'
	)	NOTICE OF MOTION
	)	
STATE OF NEW YORK, et al.,	)	
	)	
Defendants	)	

**NOTICE OF MOTION**

**PLEASE TAKE NOTICE** that on January 18, 2008, at 9:30 a.m., or as soon thereafter as is convenient for the court, the undersigned attorney shall bring forward her Motion to Dismiss. Oral argument is not requested.

STATE OF DELAWARE  
DEPARTMENT OF JUSTICE

**BY: A. ANN WOOLFOLK, DEPUTY  
ATTORNEY GENERAL**

/s/ A. Ann Woolfolk  
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A. ANN WOOLFOLK  
DEB# 2642; NYB# 106504  
DEPUTY ATTORNEY GENERAL  
Delaware Department of Justice  
Carvel State Office Building  
820 N. French Street, 6<sup>th</sup> floor  
Wilmington, DE 19801  
(302) 577-8400

Attorney for State of Delaware and  
Elaine Manlove, Delaware Commissioner of  
Elections

Dated: December 17, 2007

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FOR THE NORTHERN DISTRICT OF NEW YORK**

ROBERT L. SCHULZ, et al.,	)	Case No. 07-CV-0943 LEK/DRH
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Plaintiffs	)	
v.	)	DELAWARE DEFENDANTS'
	)	NOTICE OF MOTION
	)	
STATE OF NEW YORK, et al.,	)	
	)	

**CERTIFICATE OF SERVICE**

I, A. Ann Woolfolk, Deputy Attorney General for the State of Delaware, do hereby certify that I have this date caused to be electronically filed, a true and correct copy of the above *Delaware Defendants' Notice of Motion* with the Clerk of the Court through ECF, and that ECF will send a Notice of Electronic Filing (NEF) to counsel for the other named defendants. I further certify that a copy of the foregoing document was served upon the following by mailing a true and correct copy to the following non-ECF participant who had been designated by the Court as the "Lead Plaintiff's Representative":

Mr. Robert L. Schulz  
2458 Ridge Road  
Queensbury, NY 12804

**THIS** the 17<sup>th</sup> day of December, 2007.

\_\_\_\_\_  
/s/ A. Ann Woolfolk  
A. Ann Woolfolk