

IN THE CIRCUIT COURT OF THE 15TH JUDICIAL CIRCUIT OF FLORIDA
IN AND FOR PALM BEACH COUNTY

FLORIDA DEMOCRATIC PARTY,

Plaintiff,

v.

PALM BEACH COUNTY
CANVASSING BOARD,

Defendant.

Case No. CL00-11078AH

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MOTION FOR EMERGENCY HEARING

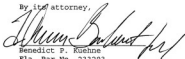
Plaintiff, the Florida Democratic Party, respectfully moves that this Court order an emergency hearing on its Motion to Clarify Declaratory Order of 11/15/00. Such an emergency hearing is necessary because of the magnitude and time-sensitivity of the issues raised in the motion.

The Palm Beach County Canvassing Board is presently applying a narrow, incorrect standard for reviewing punchcard ballots used in the November 7, 2000 election. The Canvassing Board is doing so despite a Declaratory Order from this Court that a "policy of a per se exclusion of any ballot that does not have a partially punched or hanging chad is not in compliance with the law." Because the manual recount is already underway, and because of the importance that the manual recount be conducted using the correct

standard for determining what counts as a vote, it is critical that this Court address the issues raised in Plaintiff's Motion to Clarify Declaratory Order of 11/15/00 on an emergency basis.

THE FLORIDA DEMOCRATIC PARTY

By its attorney,



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Dated: November 20, 2000