

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, ALABAMA

DONNA BAKER, et al.,

Plaintiffs,

v.

BETH CHAPMAN, et al.,

Defendants.

Civil Action No.

03-CV-2008-900749.00

**PLAINTIFFS' MOTION FOR A
PRELIMINARY INJUNCTION ON COUNTS 1 AND 2**

Plaintiffs Donna Baker, Kristen Hall, and Annette McWashington Pruitt, by and through counsel, hereby move for the entry of a preliminary injunction under Ala. R. Civ. P. 65 on Count 1 (violation of separation of powers) and Count 2 (violation of equal protection clause), and seek an order enjoining Defendants, their agents, employees, and all other persons in active concert or participation with them from discouraging, interfering with, or preventing any person who has not been convicted of a crime listed in Ala. Code § 15-22-36.1(g) from registering to vote in all state and federal elections. Plaintiffs also request that this Court order Defendants to disseminate public service announcements throughout the State of Alabama that inform citizens convicted of felonies which do not appear in Ala. Code 15-22-36.1(g) of their right to register and vote.

WHEREFORE, Plaintiffs respectfully request that this Court grant their Motion for a Preliminary Injunction as prayed for herein.

Date: July 21, 2008

Respectfully submitted,

s/ Allison E. Neal

Allison E. Neal
American Civil Liberties Union
Of Alabama Foundation
207 Montgomery Street, Suite 910
Montgomery, Alabama 36104
Tel: 334-265-2754 x203
Fax: 334-269-5666
anaclual@bellsouth.net

s/ Robert D. Segall

Robert D. Segall
Copeland, Franco, Screws & Gill P.A.
Cooperating Counsel of the American Civil
Liberties Union of Alabama Foundation
444 South Perry Street
P.O. Box 347
Montgomery, Alabama 36101-0347
Tel: 334-834-1180
Fax: 334-834-3172
segall@copelandfranco.com

s/ Laughlin McDonald

Laughlin McDonald*
Neil Bradley*
Nancy G. Abudu*
AMERICAN CIVIL LIBERTIES UNION
VOTING RIGHTS PROJECT
230 Peachtree Street, N.W.
Suite 1440
Atlanta, Georgia 30303-1513
Tel: (404) 523-2721
Fax: (404) 653-0331
lmcDonald@aclu.org
nbradley@aclu.org
nabudu@aclu.org

**Pro hac vice motions to follow*

ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that on this the 21st day of July, 2008, an accurate and complete copy of the Motion for Preliminary Injunction on Counts 1 and 2 was mailed via pre-paid First Class U.S.P.S. mail to the following individuals:

Beth Chapman, Alabama Secretary of State, P.O. Box 5616, Montgomery, Alabama 36103-5616;

Office of the Attorney General, Alabama State House, 11 South Union Street, Third Floor, Montgomery, AL 36130;

Nell Hunter, Registrar for Jefferson County, 716 Richard Arrington Jr Blvd N Ste A-410, Birmingham, Alabama 35203-0115;

M. David Barber, Jefferson County District Attorney, 801 Richard Arrington Jr. Boulevard North, Suite L-01, Birmingham, AL 35203;

Jean Kirkland, Registrar for Monroe County, P.O. Box 972, Monroeville, Alabama 36461-0972;

Beatrice Rogers, Registrar for Monroe County, P.O. Box 972, Monroeville, Alabama 36461-0972;

Donna Jordan; Registrar for Monroe County, P.O. Box 972, Monroeville, Alabama 36461-0972; and

Tommy Chapman, Monroe County District Attorney, P.O. Box 397, Monroeville, AL 36461-0397.

s/ Allison E. Neal
Allison E. Neal