

IN THE SUPREME COURT OF FLORIDA

CASE NOS: SC00- 2373

FILED
THOMAS D. HALL
NOV 21 2000
CLERK, SUPREME COURT
BY OH

BEVERLY ROGERS, et. al.

v.

THE ELECTIONS CANVASSING
COMMISSION OF THE STATE OF
FLORIDA, et al.

Petitioners/Appellants

Respondents/Appellees

4TH DCA CASE NO. _____

FROM THE CIRCUIT COURT, FIFTEETH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
CASE NO.: CL 00-10992 AF

APPELLANTS' REQUEST FOR EXPEDITED BRIEFING SCHEDULE

The Appellants/Petitioners, BEVERLY ROGERS, et al, file this Request for Expedited Briefing Schedule, and in support thereof state the following:

1. This case is one of many lawsuits filed by voters in Palm Beach County regarding the butterfly ballot utilized in Palm Beach County, Florida for the Presidential election. Plaintiff sought injunctive relief and a declaration that the form of the ballot violates various Florida statutes. As one of the alternative remedies, Plaintiffs' sought a new election for the President and Vice-President of the United States to be conducted in Palm Beach County, Florida. On November 20, 2000, the trial court entered an Order essentially determining that the Plaintiffs' failed to state a cause of action upon which relief

could be granted since the court ruled that relief requested by Plaintiff in the form of new election is unconstitutional.

2. As this Court is well aware, the outcome of the election for President and Vice President of the United States of America hinges on the results in the State of Florida, which in turn hinge on the results of Palm Beach County, Florida. If it is ultimately determined that the ballot utilized in Palm Beach County, Florida violates state law, a new election may be the only possible recourse. In order to effectuate such a new election in time for the results to be tabulated and considered in the determination of the assignment of the electoral colleges votes, it is imperative that, if a new election is in fact ordered, it be done in very short order. Certainly, such an election must occur before January 20, 2001, the date on which the terms of President Bill Clinton and Vice-President Al Gore shall end pursuant to the Twentieth Amendment to the United States Constitution.

3. Given the foregoing, Plaintiffs/Appellants respectfully submit that this Appeal requires immediate resolution by the Supreme Court of Florida, and have sought certification thereof by the Fourth District Court of Appeal. Moreover, as stated above, this Appeal involves matter of great public importance, in that the leader of this country will be potentially determined by the outcome of this litigation. Given the foregoing, Appellants/Petitioners respectfully submit that this appeal must be resolved as quickly as possible so that, if a new election is to be ordered, it can be done so within sufficient time to certify results for use by the Electoral College.

WHEREFORE, Appellants/Petitioners respectfully request that this Court enter an order establishing an expedited briefing schedule by which this appeal can be decided no later than November 27, 2000.

Respectfully submitted,

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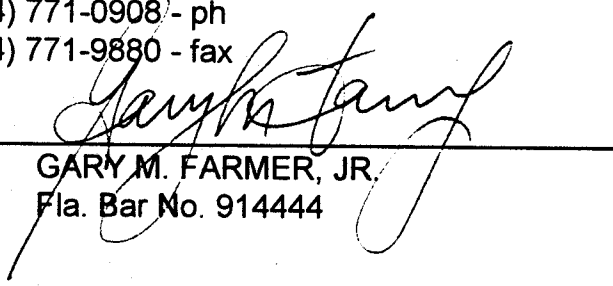
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been mailed

this _____ day November, 2000 to: All Counsel on Attached Service List.

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