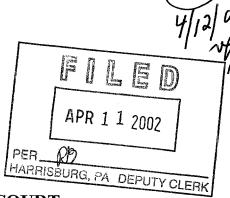
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IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RICHARD VIETH, et al,

Plaintiffs.

V.

No. 1:CV-01-2439 (Judge Rambo)

THE COMMONWEALTH OF PENNSYLVANIA, et al.

Defendants.

MOTION FOR STAY, PENDING APPEAL OF ORDER GRANTING DECLARATORY JUDGMENT AND INJUNCTION AND FOR EXPEDITED CONSIDERATION

Defendants Lieutenant Governor Jubelirer and Speaker Ryan move to stay the order entered April 8, 2002, declaring Act 1 of 2002 unconstitutional and permanently enjoining its use, pending appeal. Defendants Jubelirer and Ryan have filed an appeal with the Supreme Court of the United States. A supporting memorandum of law was filed along with this motion. Because of the imminence of the state primary election, as detailed in the memorandum, Defendants Jubelirer and Ryan request expedited consideration of this motion.

April 11, 2002

Respectfully submitted,

Linda J. Shorey

Julia M. Glencer. Pa. ID No. 80530

Pa. ID No. 16287 Kirkpatrick & Lockha

KIRKPATRICK & LOCKHART LLP
240 North Third Street

Harrisburg, PA 17101

Counsel for Defendants Jubelirer & Ryan

CERTIFICATE OF CONCURRENCE/NON-CONCURRENCE

I certify, pursuant to Middle District L.R. 7.1, that on April 11, 2002, I sought the concurrence of Plaintiffs' counsel in the foregoing motion and concurrence was denied. Counsel for Defendants Executive Officers concurs in the foregoing motion.

Pa. ID No. 80530

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(717) 231-4500 (717) 231-4501 (fax) Counsel for Defendants Jubelirer & Ryan

CERTIFICATE OF SERVICE

I certify that on April 11, 2002, I caused a copy of the foregoing Motion for Stay, Pending Appeal of Order Granting Declaratory Judgment and Injunction and for Expedited Consideration to be served on the following in the manner indicated:

Fax and First class mail

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