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5 **UNITED STATES DISTRICT COURT**
 6 **DISTRICT OF ALASKA**

7 JOE MILLER,)
 8)
 9 *Plaintiff,*) Case No. 3:10-cv-00252 RBB
 10 v.)
 11)
 12 LIEUTENANT GOVERNOR CRAIG)
 CAMPBELL, in his official capacity;)
 and the STATE OF ALASKA,)
 13 DIVISION OF ELECTIONS,)
 14 *Defendants.*)
 _____)

15 **RESPONSE TO STATE’S MOTION TO HOLD ARGUMENT ON**
 16 **NOVEMBER 19, 2010**

17 This Court has already issued a briefing schedule, and it reaffirmed that briefing
 18 schedule in a subsequent order. This is now the second attempt by the State to circumvent the
 19 briefing scheduling. In any event, counsel for Joe Miller is out of State on November 19 and
 20 returns on November 20. We ask that the original briefing schedule be maintained, and that
 21 one of the many other attorneys who work for the State cover for Ms. Paton-Walsh if she is
 22 unavailable that day.
 23

24 Response to State’s Motion to Hold Argument on November 19, 2010
 25 Miller for Senate v. Campbell, et al., Case No.3:10-cv-00252 RBB
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1 Dated this 15th day of November, 2010.

2 Respectfully submitted,

3 /s/ Thomas V. Van Flein
4 Thomas V. Van Flein
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12 *Attorney for Plaintiffs*

13 **CERTIFICATE OF SERVICE**

14 I, Chelsea Greene, hereby certify that, on this 15th day of November, 2010, I did cause a true
15 and correct copy of the foregoing Plaintiff's Response to State's Motion to Hold Argument on
16 November 19, 2010 to be served via ECF on:

17 Daniel S. Sullivan, Esq.
18 Attorney General, State of Alaska
19 E-mail: Daniel.sullivan@alaska.gov

20 Margaret Paton-Walsh
21 E-mail: Margaret.paton-walsh@alaska.gov
22 *Counsel for Defendants Lieutenant Governor
23 Craig Campbell, and Elections Division.*

24 Courtesy Copy to:

25 Michael Barnhill
26 Sarah Felix
Attorney General's Office
P.O. Box 110300
Juneau, AK 99811

/s/ Thomas V. Van Flein

Response to State's Motion to Hold Argument on November 19, 2010
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