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AFFIDAVIT OF BRADLEY A. SMITH

STATE OF OHIO

SS

COUNTY OF FRANKLIN

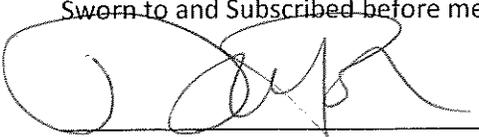
I, Bradley A. Smith, having been duly cautioned and sworn, state as follows based on personal knowledge:

- 1. I am Counsel for elections matters for the Partnership for Ohio's Future. For purpose of responding to subpoenas filed by Clifford Arnebeck, Jr., on November 1, 2010, I am also counsel to Ms. Linda Woggon, Mr. Andrew Doehrel, and the Ohio Chamber of Commerce Educational Foundation.
- 2. After receiving copies of the subpoenas issued by Mr. Arnebeck, purportedly under his authority as plaintiffs' counsel in King Lincoln Bronzeville Neighborhood Association v. Brunner, 2:06-cv-745, I contact Mr. Richard Coglianese, Assistant Attorney General and Chief Trial Counsel to Secretary of State Jennifer Brunner in this matter, and also counsel to former Secretary of State Kenneth Blackwell in this matter. Mr. Coglianese was in a car and spoke to me by cell phone. He assured me that the defendants had not agreed to any lifting of the stay issued in the case in April of 2007, for the purpose of serving these subpoenas.

FURTHER AFFIANT SAYETH NAUGHT

  
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 Bradley A. Smith

Sworn to and Subscribed before me this 1<sup>st</sup> day of November, 2010

  
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DANNY W. BANK  
 Notary Public, State of Ohio  
 My Commission Has No Expiration  
 Section 147.03 R.C.