

Exhibit E

FILED
DISTRICT COURT
AUG 19 1988

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 STATE OF WYOMING; KATHY KARPAN,)
 SECRETARY OF STATE OF THE STATE OF)
 WYOMING; MIKE SULLIVAN, GOVERNOR)
 OF THE STATE OF WYOMING; JACK SIDI,)
 STATE AUDITOR OF THE STATE OF)
 WYOMING; and STAN SMITH, STATE)
 TREASURER OF THE STATE OF WYOMING,)
)
 Defendants.)

NO. C88-0238-B

TEMPORARY RESTRAINING ORDER AND PRELIMINARY INJUNCTION

The Court, having considered United States' Application for a Temporary Restraining Order and Motion for Preliminary Injunction and the declarations filed in support thereof, and having heard the counsel for the parties, hereby finds that:

1. Defendants have failed to take such steps as are necessary to ensure that those individuals located outside the United States on August 16, 1988, primary election day, who are qualified to vote absentee pursuant to the Uniformed and Overseas Citizens Absentee Voting Act, 42 U.S.C. 1973ff et seq., and

who have applied in a timely fashion for absentee ballots, will be given a reasonable opportunity to execute and return such ballots before 7:00 P.M., Tuesday, August 16, 1988 (the deadline for receipt of such ballots).

2. There are reasonable grounds to believe that this failure involves a violation of the Uniformed and Overseas Citizens Absentee Voting Act, 42 U.S.C. 1973ff et seq.

3. The United States citizens located abroad who are eligible to vote in the State of Wyoming under the aforementioned Act will be irreparably injured by this failure because those overseas citizens have not been given a reasonable opportunity to execute and return absentee ballots before 7:00 P.M., Tuesday, August 16, 1988, and, as such, they will effectively be denied their right to vote in the August 16, 1988, primary election.

4. Issuance of this order will serve the public interest by protecting the right to vote of American citizens overseas, as that right is set forth in the Uniformed and Overseas Citizens Absentee Voting Act.

5. The degree of harm that may be suffered by defendants as a consequence of this order is insignificant.

WHEREFORE, it is hereby

ORDERED, ADJUDGED, and DECREED that the defendants are

restrained from failing or refusing to take such steps as are necessary to ensure that the following ballots for federal offices in the August 16, 1988 primary election are counted as validly cast ballots: ballots cast pursuant to the Uniformed and Overseas Citizens Absentee Voting Act, by persons outside the United States on election day which are received on or before August 22, 1988, by the appropriate election officials, so long as the ballots would have been counted if they had been received by 7:00 P.M., Tuesday, August 16, 1988. It is further

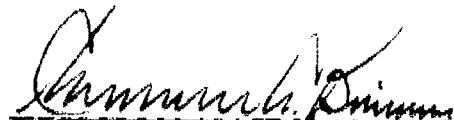
ORDERED that defendants shall immediately inform all local election officials in the State of the provisions of this order. It is further

ORDERED that all statutes of the State of Wyoming in contravention of this order and of the Uniformed and Overseas Citizens Absentee Voting Act be, and the same hereby are, superseded with regard to the August 16, 1988 primary election for federal offices. It is further

ORDERED that the defendants shall notify the Director of the United States Department of Defense's Federal Voting Assistance Program (FVAP) as soon as this order has been signed and request that the FVAP take such action as is necessary to notify overseas voters of the extension of time for receipt by Wyoming election

officials of such ballots. The State shall assist the FVAP in whatever way necessary to publicize such extension of time.

Dated this 16th day of August, 1988.



CHIEF JUDGE,
UNITED STATES DISTRICT COURT