

**CIVIL NON-JURY TRIAL OR MOTION HEARING
MINUTE SHEET**

DATE: 1/13/12

United States District Court	Eastern District of Virginia - Richmond Division
CASE TITLE The Hon. Rick Perry v. Charles Judd, member of the Va. State Bd. Of Elections, et al.	CASE NO: 3:11cv856 JUDGE: Gibney COURT REPORTER: G. Halasz, OCR

MATTER COMES ON FOR: BENCH TRIAL () MOTION HEARING (X) OTHER: _____

APPEARANCES: Parties by (X)/with (X) counsel Pro Se ()

MOTIONS BEFORE TRIAL: Motion for Preliminary Injunction

TRIAL PROCEEDINGS:

WITNESSES EXCLUDED ON MOTION OF: PLAINTIFF(S) () DEFENDANT(S) (X) Court ()

OPENING STATEMENTS MADE (X) OPENING WAIVED ()

PLAINTIFF(S) ADDUCED EVIDENCE (X) RESTED (X) MOTION () _____

DEFENDANT(S) ADDUCED EVIDENCE (X) RESTED (X) MOTION () _____

REBUTTAL EVIDENCE ADDUCED () SUR-REBUTTAL EVIDENCE ADDUCED ()

EVIDENCE CONCLUDED (X) ARGUMENTS OF COUNSEL HEARD (X)

CLERK TO ENTER JUDGMENT ON DECISION () EXHIBITS RETURNED TO COUNSEL (X)

ADDITIONAL NOTATIONS: the motion of Ronald Cook will be treated as amicus brief; the ltr motion re: parties not being American citizens is denied; findings stated from bench; motion is denied; memorandum opinion and order to enter immediately

Counsel for Plaintiff(s)
Joseph M. Nixon, Hugh M. Fain, III, Edward E. Bagnell, Jr., James E. Trainor, III, Martin D. Beirne

Counsel for Intervenor Plaintiffs
John C. Adams, Stefan Passantino, Benjamin P. Keane

Counsel for Defendant(s)
E. Duncan Getchell, Jr., Wesley G. Russell, Jr., Joshua N. Lief, Lee E. Goodman, Charles M. Sims

SET: 10:00 a.m. BEGAN: 10:20 a.m. ENDED: 3:36 p.m. TIME IN COURT: 3 hrs 26 mins.

RECESSES: 11:46 a.m. - 12:05 p.m.; 1:49 p.m.-3:15 p.m.

UNITED STATES DISTRICT COURT

EASTERN

DISTRICT OF

VIRGINIA

The Hon. Rick Perry
V.
Charles Judd, et al.

EXHIBIT AND WITNESS LIST

Case Number: 3:11CV856

PRESIDING JUDGE Gibney					PLAINTIFF'S ATTORNEY J. Nixon, H. Fain, III	DEFENDANT'S ATTORNEY E. Getchell, Jr.
TRIAL DATE (S) 1/13/12					COURT REPORTER G. Halasz, OCR	COURTROOM DEPUTY Tuck
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
A			x	x	Consent of Candidate Form	
B			x	x	Petition of Qualified Voters Form	
C			x	x	Deadline form for Virginia Primary	
D			x	x	Statement of P. Mullins	
E			x	x	Statement of candidacy of Perry	
F			x	x	Statement of candidacy of Perry (state)	
G			x		Fox News story	
H			x		Ballot access requirements of state	
Wit.					Jerry Kilgore	
Wit.					Joe M. Albaugh	
	6		x	x	Filing Status of Required Documents for Perry	
Wit.					Blake Harris	
Wit.					Mark Tate	
Wit.					Rachel Robinson	
	7		x	x	Filing Status of Required Documents for Gingrich	
	Wit.				Donald Palmer	
C					See above	
A					See above	
B					See above	
	4				Filing status of Ron Paul	
	6				See above	
	7				See above	

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.

