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*Pro Hac Vice* Appearance  
Appearing for the Plaintiff Daien

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF IDAHO  
SOUTHERN DIVISION**

DONALD N. DAIEN,

Plaintiff,

v.

BEN YSURSA, in his official  
capacity as Secretary of State of  
Idaho,

Defendant.

Civil Case No. 1:09-cv-00022-REB

**DECLARATION OF DONALD N.  
DAIEN**

I, Donald N. Daien, hereby declare that:

1. I am the Plaintiff in this matter and execute this declaration in support of my motion for summary judgment.
2. Except where explicitly noted to the contrary, I have personal knowledge of the facts set forth in this Declaration and if called upon to testify, could do so competently.
3. I am a resident of Arizona and would like to circulate petitions for ballot access on behalf of Presidential candidates in the next Presidential election cycle.

4. I will not circulate ballot-access petitions under existing Idaho law though I should have the right to do so, and want the choice to exercise that right by circulating petitions myself and by associating with others who are also circulating petitions themselves to achieve a common goal of ballot access in Idaho and other states for Presidential candidates like Ralph Nader and other similarly-minded candidates.


5. I would also like to help Presidential candidates, like Ralph Nader, or a similarly-minded candidate, to gain ballot access throughout the United States, but will not do so in Idaho if it is illegal.

6. I believe individual petition circulation is important because, with a limited number of volunteers, two individuals are able to cover twice as much ground and talk to twice as many people as one group of two individuals working together.

7. I do not wish to subject myself to criminal prosecution or any civil financial penalty to circulate petitions.

Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury the foregoing is true and correct to the best of my information, knowledge and belief.

Dated: September 1, 2009

  
Donald N. Daien