

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

COMMITTEE FOR A FAIR AND BALANCED)
MAP, JUDY BIGGERT, ROBERT J. DOLD,)
RANDY HULTGREN, ADAM KINZINGER,)
DONALD MANZULLO, PETER J. ROSKAM,)
BOBBY SCHILLING, AARON SCHOCK,)
JOHN M. SHIMKUS, JOE WALSH, RALPH)
RANGEL, LOU SANDOVAL, LUIS)
SANABRIA, MICHELLE CABALLERO,)
EDMUND BREZINSKI, and LAURA)
WAXWEILER,)

Plaintiffs,

v.

ILLINOIS STATE BOARD OF ELECTIONS,)
WILLIAM M. MCGUFFAGE, JESSE R.)
SMART, BRYAN A. SCHNEIDER, BETTY J.)
COFFRIN, HAROLD D. BYERS, JUDITH C.)
RICE, CHARLES W. SCHOLZ, and ERNEST)
L. GOWEN,)

Defendants.)

Case No. 11-C-5065

Hon. John D. Tinder

Hon. Joan H. Lefkow

Hon. Robert L. Miller, Jr.

(3-judge court convened pursuant to
28 U.S.C. § 2284)

DEFENDANTS' MOTION TO DISMISS COMPLAINT

Defendants Illinois State Board of Elections and its individual members (collectively "Defendants"), by their attorneys, respectfully move this Honorable Court for an order dismissing the Plaintiffs' Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6) and simultaneously file the accompanying Memorandum of Law in support of their Motion to Dismiss the Complaint.

WHEREFORE, Defendants respectfully pray that this Honorable Court dismiss the Complaint in its entirety with prejudice for the reasons set forth in Defendants' memorandum of Law in Support of their Motion to Dismiss.

Date: August 31, 2011

Respectfully submitted,
LISA MADIGAN,
ATTORNEY GENERAL for the
STATE OF ILLINOIS

/s/ Jon Rosenblatt
Attorney for Defendants

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