

Supreme Court of Florida

Sunday, November 19, 2000

CASE NOS.: SC00-2346, SC00-2348 & SC00-2349

PALM BEACH COUNTY vs. KATHERINE HARRIS, ETC., ET AL.  
CANVASSING BOARD

VOLUSIA COUNTY vs. MICHAEL MCDERMOTT, ET AL.  
CANVASSING BOARD

FLORIDA DEMOCRATIC PARTY vs. MICHAEL MCDERMOTT, ET AL.

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Petitioners/Appellants

Respondents/Appellees

MOTION TO ALLOW DEMONSTRATIVE EXHIBIT  
OF PETITIONERS/APPELLANTS  
AL GORE, JR. AND FLORIDA DEMOCRATIC PARTY

The Intervenors/Appellants, Al Gore, Jr. and the Florida Democratic Party, move the Court, pursuant to Florida Rule of Appellate Procedure 9.300, to allow use of a single exhibit in Oral Argument. In support of this motion Al Gore, Jr. and the Florida Democratic Party show:

1. No rule or standard operating procedure requires obtaining leave to use an exhibit, but Intervenors/Appellants file this motion in an abundance of caution and to ensure notice of the intent to all parties.
2. Intervenors/Appellants seek to use a single exhibit. The exhibit is a composite of the four sample ballots included as Exhibit 9 to the Reply Brief Appendix. A copy of the proposed exhibit is attached to this Motion.

3. Counsel believe use of this exhibit will greatly assist discussion of the issues presented, particularly examination of the differing views of Secretary Harris and Attorney General Butterworth.
4. The exhibit will be on foam core board approximately 60 inches by 40 inches.
5. Granting this motion will advance the ends of justice, harm no party, and will not disrupt or delay this proceeding.

WHEREFORE, Intervenors/Appellants, Al Gore, Jr. and the Florida Democratic Party move for leave to use the proposed exhibit.

Respectfully submitted this 20th day of November, 2000.

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John D.C. Newton, II  
Florida Bar No. 0244538  
Berger Davis & Singerman  
215 South Monroe Street, Suite 705  
Tallahassee, Florida 32301  
Telephone: 850/561-3010  
Facsimile: 850/561-3013