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FILED
Court Administrator

JAN 16 2009

By [signature] Deputy

STATE OF MINNESOTA

COUNTY OF RAMSEY

DISTRICT COURT

SECOND JUDICIAL DISTRICT
CASE TYPE: CIVIL OTHER

In the Matter of the Contest of
General Election held on November 4, 2008,
for the purpose of electing a United States
Senator from the State of Minnesota,

Cullen Sheehan and Norm Coleman,

Contestants,

vs.

Al Franken,

Contestee.

Case No. 62-CV-09-56

AFFIDAVIT OF
MARC E. ELIAS

Marc E. Elias, being duly sworn upon oath, deposes and says:

1. I am a partner with the law firm Perkins Coie LLP, 607 14th Street NW, Suite 800, Washington, D.C. 20005-2011, telephone number (202) 628-6600. I am counsel for Contestee Al Franken in the above-entitled action.

2. I am licensed to practice law in the courts of the District of Columbia. My attorney registration number for the District of Columbia is 442007.

3. My license to practice law is current and is not under revocation, suspension, or limitation. I am an attorney in good standing in that jurisdiction and I have never been censured, disciplined or denied admission by any court.

4. I will promptly become familiar with the Minnesota Rules of Civil Procedure and agree to practice in accordance with all of the rules of practice and procedure before this Court, including Rule 5 of the General Rules of Practice for the District Court.

5. During the course of this litigation, I will be associated with the law firm of Fredrikson & Byron, P.A., 200 South Sixth Street, Suite 4000, Minneapolis, MN 55402.

6. This affidavit is submitted in support of the motion for my pro hac vice admission in the above-captioned action.

Marc E. Elias

Subscribed and sworn to before me
this 9th day of January, 2009.

FRANCES C. WADE
A NOTARY PUBLIC OF DISTRICT OF COLUMBIA
MY COMMISSION EXPIRES SEPT. 30, 2010

Notary Public

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