

STATE OF INDIANA )  
 )  
COUNTY OF DELAWARE )

SS:

IN THE DELAWARE CIRCUIT COURT  
NO. 5

2006 TERM

CAUSE NO. 18C05-1107-MI-63

IN RE: DELAWARE COUNTY )  
 )  
ELECTION BOARD )

ORDER

This matter came before the Court on the Petition of the Delaware County Election Board. The Court being duly advised of the underlying facts and circumstances, the Court now finds:

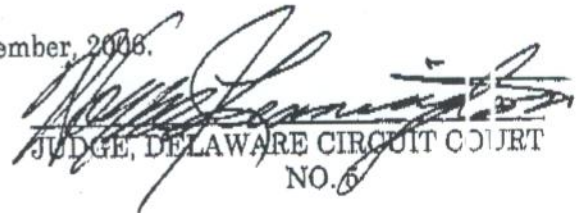
1. The Delaware County Board of Elections is responsible for conducting elections within Delaware County, Indiana.
2. November 7, 2006 is General Election Day in Indiana.
3. Indiana law requires that polls in each precinct open at 6:00 A.M. and close at 6:00 P.M. on Election Day. I.C. 3-11-8-8.
4. On Election Day, certain polling places situated within Delaware County, Indiana experienced difficulties in the operation of their electronic voting machines.
5. As a result, the polls were not operational during the required hours and some voters were unable to cast their votes in this election.

IT IS, THEREFORE, ORDERED THAT, on Petitioner's Petition to Extend Hours for Polls to be Open, that:

<sup>8:40</sup> The polling places in Delaware County shall remain open and operational until ~~6:00~~ 8:40 P.M., and voters registered to vote shall be permitted to vote there up until and including that time.

2. This Order shall be effective until <sup>8:40</sup> 9:00 P.M. on November 7, 2006 unless further extended by this Court.

IT IS SO ORDERED this 7<sup>th</sup> day of November, 2006.

  
JUDGE, DELAWARE CIRCUIT COURT  
NO. 5