

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

STATE OF MICHIGAN
Secretary of State Ruth Johnson
Michigan Department of State
Lansing, MI 48918

Plaintiff,

vs.

Civil Case No.

UNITED STATES and ATTORNEY GENERAL
ERIC H. HOLDER, JR. in his official capacity
United States Department of Justice
Washington, DC 20530

Defendants.

APPLICATION FOR THREE-JUDGE COURT

Plaintiff State of Michigan and its Secretary of State, Ruth Johnson, (collectively the “State” or “Plaintiff”) by Michigan Attorney General Bill Schuette, bring this action pursuant to Section 5 of the Voting Rights Act of 1965, as amended, 42 U.S.C. § 1973c (“Section 5”), for a declaratory judgment that the 2011 State House and State Senate Redistricting Plans, Public Act 129 of 2011, and the 2011 Congressional Redistricting Plan, Public Act 128 of 2011, for the State of Michigan fully comply with Section 5 and that the State may implement the plans immediately.

Pursuant to LCvR 9.1, Plaintiff hereby applies to this Court to convene a three- judge court to hear and determine this action, pursuant to 42 U.S.C. § 1973c and 28 U.S.C. § 2284(a) and requests that such court be appointed as soon as practicable.

Since it is of great importance to the State of Michigan and its citizens that a final judgment be entered upon its claims at the earliest practicable date in order for the State to conduct its 2012 primary and general election, Plaintiff respectfully requests that the convening of a three-judge court be made on an expedited basis. Pursuant to LCvR 7(m), Plaintiff has been unable to confer with Defendants' counsel, since this motion is being filed concurrent with the filing of the Complaint and the identity of Defendants' specific counsel is unknown.

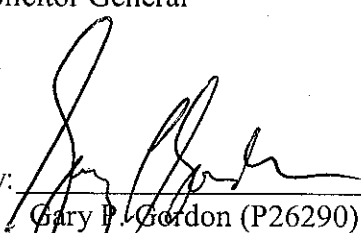
In accordance with LCvR 7(c) and 9.1, a Memorandum of Points and Authorities in support of this Application and a Proposed Order accompany this application.

Respectfully submitted,

Bill Schuette (P32532)
Attorney General

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Chief Legal Counsel

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Solicitor General

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Dated: November 2, 2011