

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

Derek Hamilton, et al., : Case No.
 :
 Plaintiffs, :
 :
 vs. : Judge
 :
 Ashland County Board of Elections and its :
 members in their official capacities, et al., :
 : Magistrate Judge
 :
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 Defendants. :
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DECLARATION OF JAMES MACK

I, James Mack, being of sound mind and with personal knowledge of the facts, do make this declaration pursuant to 28 U.S.C. ¶ 1746(2), under penalty of perjury:

1. I am a citizen of the United States and am over eighteen years old. I have lived in the State of Ohio and the Mohican Juvenile Correction Facility in Ashland County in excess of thirty days immediately before the election on November 4, 2008. I am not scheduled to be released before November 4, 2008.

2. I filled out an application to register to vote on or about October 6, 2008. I gave my application to Laurie Wen who told me she would hand deliver it to the Ashland County Board of Elections on October 6, 2008.

3. I think I received a notice from the Board of Elections stating that my voter registration was received. I am not entirely sure but I think that's what it said.

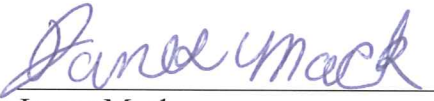
4. On October 23, 2008, I received a notice from the Ashland County Board of Elections stating that my registration was being challenged at a hearing on October 24, 2008.

5. By the time I received the notice about the hearing, I didn't have time to get a court order to attend the hearing or to find someone to represent me. Because I didn't have a court order to attend the hearing, the facility did not let me go.

6. I have been told that the Board of Elections decided to cancel my registration at the hearing.

7. I really want to vote to make a difference and to have my voice heard. Voting is my right.

I declare under penalty of perjury that the above statements are true and correct to the best of my knowledge.


James Mack

Dated: October 26, 2008