

STATE OF INDIANA)
) SS:
COUNTY OF FRANKLIN)

IN THE FRANKLIN CIRCUIT COURT

CAUSE NO. 24C01-0605-MI-172

IN RE: THE MAY 2, 2006 FRANKLIN)
COUNTY, INDIANA PRIMARY)
ELECTION FOR THE REPUBLICAN)
PARTY NOMINATION FOR JUDGE)
OF THE FRANKLIN CIRCUIT COURT)

FILED
IN OPEN COURT

JUN 07 2006

James Steven Cox
Judge Franklin Circuit Court

NOTICE OF FILING AND PENDENCY OF VERIFIED PETITION FOR RECOUNT

TO: Troy Christian Werner
1229 Carolina Trace Road
West Harrison, Indiana 47060

James Steven Cox
14234 Levee Road
Brookville, Indiana 47012

Franklin County Election Board
c/o Clerk of Franklin Circuit Court
Secretary of the Board

Indiana Election Division
302 W. Washington Street
Indianapolis, Indiana 46204-2767

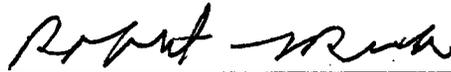
RECEIVED
06 JUN -9 AM 11:17
INDIANA ELECTION
DIVISION

You are hereby notified that a Verified Petition for Recount of all votes cast in the May 2, 2006 Republican Primary Election seeking the nomination of the Republican Party as a candidate for election as Judge of the Franklin Circuit Court, which Petition was filed on May 12, 2006 and which Petition remains pending.

The Clerk is directed to deliver four (4) copies of this Notice to the Sheriff of Franklin County, who is directed to serve one (1) copy upon the above named Troy Christian Werner and James Steven Cox, being the two candidates named in the pending Petition, by either delivering the copy to the candidate in person or leaving a copy at the candidate's last and usual place of residence; the Sheriff shall then make immediate return of service.

The Clerk is further directed to mail one (1) copy of this Notice to the Indiana Election Division by certified mail, return receipt requested, and to file such receipt in this cause when so returned.

The Clerk is further directed to retain one (1) copy of this Notice in her capacity of Secretary of the Franklin County Election Board.



ROBERT L. REINKE, SPECIAL JUDGE
FRANKLIN CIRCUIT COURT



STATE OF INDIANA
OFFICE OF THE GOVERNOR
State House, Second Floor
Indianapolis, Indiana 46204

Mitchell E. Daniels, Jr.
Governor

May 31, 2006

Senior Judge Robert Reinke
3416 Breckenridge Drive
Richmond, IN 47374

Dear Senior Judge Reinke,

I have received Judge Steven Cox's certification of disqualification in compliance with IC 3-12-6-9.5. By virtue of the authority vested in me as Governor of the State of Indiana, and pursuant to, Indiana Code 3-12-6-9.5, I hereby appoint you special judge in the Franklin Circuit Court for the sole purpose of presiding over the recount proceedings for the May 2, 2006 Franklin County Indiana Primary Election for the Republican Party Nomination for Judge of the Franklin Circuit Court. This appointment is effective immediately.

Thank you for your willingness to serve the people of Indiana in this capacity.

Sincerely,

M E Daniels, Jr.
Mitchell E. Daniels, Jr.



STATE OF INDIANA
OFFICE OF THE GOVERNOR
State House, Second Floor
Indianapolis, Indiana 46204

Mitchell E. Daniels, Jr.
Governor

May 31, 2006

Chief Justice Randall Shepard
Indiana Supreme Court
State House, Room 304
Indianapolis, IN 46204

Marlene Flaspohler
Clerk of Courts
Franklin Circuit Court
459 Main Street
Brookville, Indiana 47012

Dear Chief Justice Shepard,

I have received Judge Steven Cox's certification of disqualification in compliance with Indiana Code 3-12-6-9.5. Pursuant to Indiana Code 3-12-6-9.5, the governor hereby appoints Senior Judge Robert Reinke to serve as special judge in the Franklin Circuit Court for the sole purpose of presiding over the recount proceedings for the May 2, 2006, Franklin County Indiana Primary Election for the Republican Party Nomination for Judge of the Franklin Circuit Court. This appointment is effective immediately. Please find enclosed a copy of the appointment letter.

Sincerely,

Mark S. Massa

cc: Lilia Judson, Executive Director, Indiana Supreme Court Administration
Brad King, Co-Director, Indiana Election Division
Judge Steven Cox
Troy Christian Werner