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IN THE COMMONWEALTH COURT OF PENNSYLVANIA

LEAGUE OF WOMEN VOTERS :

OF PENNSYLVANIA, et al. :

Petitioners

v.

: Docket No. 261 MD 2017

THE COMMONWEALTH OF

PENNSYLVANIA, et al.

Respondents

APPLICATION TO INCLUDE RICK SACCONE AS AN INTERVENOR

1. On August 10, 2017, an Application for Leave to Intervene was filed in this matter by qualified, registered electors who were active members of the Republican Party of Pennsylvania.

- 2. The Court granted the Application for Leave to Intervene on Monday, November 13, 2017.
- 3. On October 23, 2017, Governor Tom Wolf issued a writ of election scheduling a Special Election to be held on March 13, 2018 to fill a vacancy for the office of Representative in Congress from the 18th Congressional District of Pennsylvania as required by 25 P.S. § 2777 (the "Special Election").
- 4. Pursuant to 25 P.S. § 2779, candidates to fill vacancies in the office of Representative in Congress "shall be nominated by political parties, in accordance with the party rules relating to the filing of vacancies, by nomination certificates" that are to be filed in the office of the Secretary of the Commonwealth.
- 5. Pursuant to the Rules and Bylaws of the Republican Party of Pennsylvania, on Saturday, November 11, 2017, State Representative Rick Saccone ("Saccone") was selected as the Republican candidate for 18th Congressional District Special Election and his nomination certificate was filed with Secretary of the Commonwealth on November 13, 2017.
- 6. Saccone is currently actively campaigning as the Republican candidate for Congress from the 18th District in the Special Election.

- 7. Prior to the Special Election, on February 13, 2018, candidates seeking nomination to be the candidate for Congress from the 18th District in the May 15, 2018 Primary (the "Primary") will be allowed to start circulating nomination petitions up through March 6, 2018. Saccone will be circulating nomination petitions to be the candidate for Congress from the 18th District in the Primary for the election to be held on November 6, 2018 (the "Election").
- 8. The outcome of this redistricting lawsuit will impact not only the Special Election, but also Saccone's interests as a candidate in the Primary and the Election. See previously filed Intervenors' Answer and New Matter which is incorporated by reference.
- 9. Saccone will join the Intervenors with respect to all of the existing pleadings what they have filed to date in this litigation.
- 10. Saccone will not be filing separate pleadings on his behalf as a result of his joining as an Intervenor.
- 11. Saccone's Verification attesting to the contents of the prior intervention pleadings is attached hereto.
- 12. Saccone's intervention will not cause prejudice to any of the other parties in this litigation, nor will it result in any undue delay of the

litigation or any of the deadlines established by the Court's Supplemental Scheduling Order of November 17, 2017.

13. An adverse outcome in this litigation will directly and personally affect Saccone's Constitutional rights.

Respectfully submitted,

OBERMAYER REBMANN MAXWELL & HIPPEL LLP

/s/ Lawrence J. Tabas

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VERIFICATION

I, Rick Saccone, do hereby certify that the statements made in the foregoing Application for Intervention are true and correct to the best of my knowledge and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Rick Saccone

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