

IN THE SUPREME COURT
STATE OF GEORGIA

Judith R.T. O'Kelley, Charles)
R.T. O'Kelley, St. Johns)
Missionary Baptist Church,)
Rabbi Scott Saulson, Reverend)
Timothy McDonald III, Senator)
David Adelman, Representative) CASE NO.
Tyronne Brooks,)
)
Plaintiffs-Appellants,)
)
v.)
)
Cathy Cox, in her official)
capacity as Secretary of)
State of Georgia,)
)
Defendant-Appellee.)

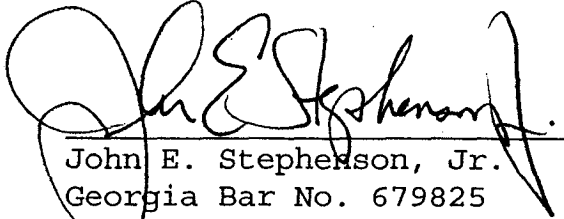
APPELLANTS' MOTION FOR EXPEDITED CONSIDERATION

Appellants in the above-styled action hereby submit their Motion for Expedited Review to the Supreme Court of Georgia and request that this Court grant expedited review and consideration of the Fulton County Superior Court's Final Order of September 29, 2004 dismissing Plaintiff's Complaint.

For the reasons stated more fully in the accompanying Brief in Support of Appellants' Motion for Expedited Consideration, Appellants respectfully request that this Court establish an accelerated briefing schedule in this case and that, if the Court agrees to hear oral argument in this matter, that the Court establish the earliest practicable hearing date for such argument.

Appellants are advised that the record from the Superior Court should be received by this Court within a matter of days. For the convenience of the Court in the interim, the pleadings and orders filed in the Superior Court, including the Superior Court's Final Order, are attached here to as Exhibit A, together with an index thereto.

Respectfully submitted this 5th day of October, 2004.



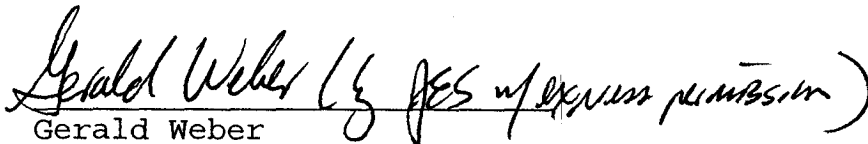
John E. Stephenson, Jr.
Georgia Bar No. 679825
Jeffrey J. Swart
Georgia Bar No. 697310
ALSTON & BIRD LLP
1201 West Peachtree Street,
NE
Atlanta, Georgia 30309-3424
(404) 881-7000 (telephone)
(404) 881-7777 (facsimile)

Attorneys for Appellants
Judith R.T. O'Kelley, Charles
R.T. O'Kelley, St. Johns
Missionary Baptist Church,
Rabbi Scott Saulson, Reverend
Timothy McDonald III, Senator
David Adelman, and
Representative Tyronne Brooks



Jack H. Senterfitt
Georgia Bar No. 635850
LAMBDA LEGAL DEFENSE AND
EDUCATION FUND, INC.
1447 Peachtree Street, NE,
Suite 1004
Atlanta, Georgia 30309-3027
(404) 897-1880 (telephone)

Attorney for Appellants
Judith R.T. O'Kelley, Charles
R.T. O'Kelley, St. Johns
Missionary Baptist Church,
Rabbi Scott Saulson, Senator
David Adelman, and
Representative Tyronne Brooks



Gerald Weber
Georgia Bar No. 744878
Beth Littrell
Georgia Bar No. 454949
AMERICAN CIVIL LIBERTIES
UNION OF GEORGIA
70 Fairlie Street, Suite 340
Atlanta, Georgia 30303
(404) 523-6201 (telephone)

Attorneys for Appellants
Judith R.T. O'Kelley, Charles
R.T. O'Kelley, St. Johns
Missionary Baptist Church,
Rabbi Scott Saulson, Reverend
Timothy McDonald III, Senator
David Adelman, and
Representative Tyronne Brooks


CERTIFICATE OF SERVICE

This is to certify that the foregoing "Appellants' Motion for Expedited Consideration" has been served this day by facsimile transmission and by electronic mail to the following counsel of record for Defendant via the facsimile number and electronic mail address indicated below:

Stefan Ritter, Esq.
Senior Assistant Attorney General
40 Capitol Square, SW
Atlanta, Georgia 30334-1300
Telephone No. 404-656-7298
Facsimile No. 404-657-9932
Email: Stefan.Ritter@LAW.State.GA.US

This is to further certify that the exhibits filed contemporaneously with this motion have been served via first-class mail to counsel of record at the above-listed mailing address.

This 5TH day of October, 2004.



JEFFREY J. SWART
Georgia Bar No. 697310

EXHIBIT A
(Pleadings and Orders)