

IN THE CIRCUIT COURT OF COUNTY, MISSISSIPPI

, PLAINTIFF/PETITIONER

VS.

NO.

REPUBLICAN/DEMOCRATIC
MUNICIPAL EXECUTIVE COMMITTEE
DEFENDANT/RESPONDENT

FOR THE CITY OF , MISSISSIPPI,

CHAIRPERSON

MOTION TO INTERVENE AS A DEFENDANT

COMES NOW City of , Mississippi, by and through , its attorney, and files this its Motion to Intervene in the above styled and numbered cause and in support of said Motion to Intervene would respectfully show unto the Court the following.

I.

That the City of is a code charter typed municipality chartered under the laws of the State of Mississippi in .

II.

That the above styled and numbered cause, a Petition For Judicial Review of Primary Election City Alderman, District for and on behalf of against the Republican/Democratic Municipal Executive Committee for the City of , Mississippi, , Chairperson, in the primary runoff election which was held for the nomination for Alderman, District on , .

III.

That the Petition For Judicial Review of Primary Election For City Alderman, District alleges an issue in which the City of and the Petitioner, , claim and the main action have a question of law or fact in common.

IV.

That the City of _____ should be allowed to intervene to protect its position with reference to the integrity of the election and the legality of the election as well as the cost factor to the City of _____ to hold another election if the facts or law should so dictate.

V.

As additional grounds for the City of _____ intervention, the City would show that the now certified office holder Alderman _____ in District _____ has voted on several issues since such certification and the issues, depending on the decision in this matter, may be in jeopardy.

VI.

Motion To Intervene as a Defendant in this action to assert the defenses set forth in its proposed Answer, a copy of which is attached hereto, has a defense to Plaintiff's claim presenting both questions of law and of fact, which are common to the main action.

RESPECTFULLY SUBMITTED:

CITY OF _____, MISSISSIPPI

BY _____

ITS ATTORNEY

CERTIFICATE

I, _____, do hereby certify that I have on this day mailed, postage prepaid, a true and correct copy of the above and foregoing to the following:

Dated this the _____ day of _____, _____.
