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**FILED
HARRISBURG**

FEB 19 2002

MARY E. D'ANDREA, CLERK
Per. *2/18*
~~DEPUTY CLERK~~

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

RICHARD VIETH, et al,

Plaintiffs,

v.

THE COMMONWEALTH OF
PENNSYLVANIA, et al.

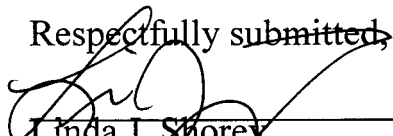
Defendants. :

No. 1:CV-01-2439
(Judge Rambo)

MOTION TO INTERVENE OF HOUSE REPUBLICAN CAUCUS

The Republican Caucus of the Pennsylvania House of Representatives hereby files this Motion to Intervene for the limited purpose of joining the Motion to Quash Subpoena or For Protective Order filed by Presiding Officers against the subpoena *duces tecum* issued by Plaintiffs to the Custodian of Records of Carnegie Mellon University. A memorandum of law in support of intervention is being filed contemporaneously with this motion. A proposed order is attached.

Respectfully submitted,

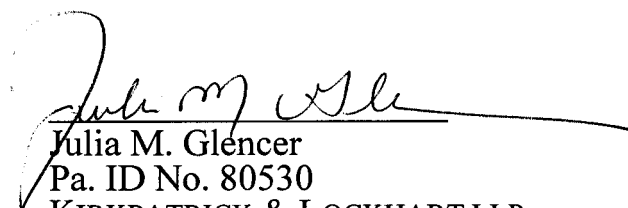


February 19, 2002

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CERTIFICATE OF CONCURRENCE/NON-CONCURRENCE

I certify, pursuant to Middle District L.R. 7.1, that on February 18, 2002, I sought the concurrence of Plaintiffs' counsel (Robert Hoffman, Esq.) in the foregoing motion and that concurrence was denied. Counsel for Defendants Executive Officers concurs in the foregoing motion.



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CERTIFICATE OF SERVICE

I certify that on February 19, 2002, I caused a copy of the foregoing Motion to Intervene to be served on the following in the manner indicated:

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