

**KNAAK & KANTRUD, P.A.**

Attorneys at Law

Frederic W. Knaak\*  
H. Alan Kantrud\*\*  
Greg T. Kryzer\*\*

3500 Willow Lake Blvd., Suite 800  
Vadnais Heights, MN 55110  
Telephone: (651) 490-9078  
Facsimile: (651) 490-1580

*Of Counsel*  
Donald W. Kohler  
Joseph B. Marshall  
Thomas M. Dailey, P.A.  
Theodore M. "Ted" Thompson

*\*Also Licensed in  
Wisconsin & Colorado  
\*\*Qualified neutral under  
Rule 114 of the Minnesota  
General Rules of Practice*

November 8, 2008

Mr. David Lillehaug  
Fredrikson & Byron, P.A.  
Suite 4000  
200 South Sixth Street  
Minneapolis, MN 55402

**RE: Ballot Security Agreement**

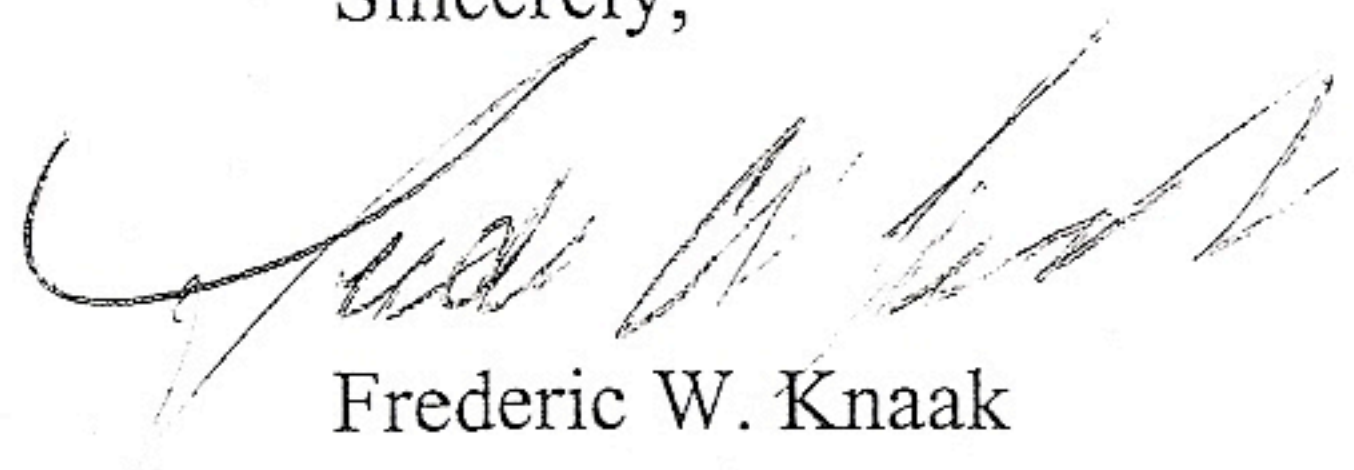
This letter responds to your request that the Franken for Senate and Coleman for Senate campaigns agree to procedures whereby the ballots cast in the 2008 general election are secured in preparation for the statewide recount. We are glad that we can agree that securing the ballots is necessary to ensuring the integrity of this process.

Fortunately, one Court has already established procedures that address our concerns. The November 7, 2008 order issued by Stearns County District Court ("Order") sufficiently addresses our concerns by providing a framework for securing the ballots. A copy of the Order is attached to this letter for your convenience.

The procedures set forth under the Order will help to ensure that the statewide recount process is conducted in a fair manner. Moreover, the process for certifying each campaign's representatives ensures that the canvassing process, storage of ballots, and the statewide recount will be transparent and comply with law.

We are confident that you will agree to adopt the procedures set forth in the Order on a statewide basis. Please contact me at your earliest convenience to discuss the next steps to finalize this agreement.

Sincerely,



Frederic W. Knaak

CC: Coleman for Senate Campaign '08