

Gerard Aprea, John Vidurek,
 Plaintiffs,
 -vs-
 New York State Board of Elections,
 Dutchess County Board of Elections,
 Greene County Board of Elections,
 Defendants.

VERIFIED ANSWER
 Case No. 7215-11

Defendant, Greene County Board of Elections, by and through its attorney, Carol D. Stevens, Esq., Greene County Attorney, for an answer to the Complaint states as follows:

1. Denies having knowledge or information sufficient to form a belief as to the allegations contained in paragraphs 1, 2, 4, 6, 9, 11, 13, 19, 20, 22, 23, 24, 29, 44, 55, 56, 57, 58, 59, 60, 63, 64, 66, 67, 85, 90 and 95.

2. Denies the allegations contained in paragraphs 3, 5, 7, 12, 14, 15, 16, 17, 18, 21, 25, 26, 27, 28, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 62, 65, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 79, 80, 81, 82, 84, 86, 87, 89, 91, 92, 94, 96, 97, 98, 100, 101, 102, 103 and 104.

3. Admits the allegations contained in paragraphs 8, 10, 61, 78, 83, 88, 93, 99 and 105.

AS AND FOR A FIRST AFFIRMATIVE DEFENSE

4. The Court lacks personal jurisdiction of this answering defendant.

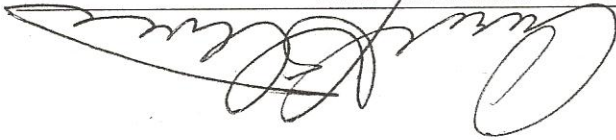
AS AND FOR A SECOND AFFIRMATIVE DEFENSE

5. The Court lacks subject matter jurisdiction.

TO: John Vidurek, Sui Juris, unrepresented
 Lead Plaintiff
 Fax (888) 891-8977
 600 Violet Ave, Suite 107
 Hyde Park, New York

Gerard Apra, Sui Juris, unrepresented
 126 Route 39
 P.O. Box 62
 Round Top, NY 12473

CAROL D. STEVENS, ESQ.
 Greene County Attorney
 Attorney for Defendant, Greene County Board of
 Elections
 411 Main Street, Suite 443
 Catskill, NY 12414
 (518) 719-3543



Dated: December 5, 2011

as the Court may deem just and proper.

together with costs and disbursements of this action, and such other and further or different relief

WHEREFORE, demand is made for judgment dismissing the Complaint on the merits,

of limitations.

8. Plaintiffs have failed to timely commence this action within the applicable statute

AS A FOR A FIFTH AFFIRMATIVE DEFENSE

Notice of Claim as against the County of Greene.

7. Plaintiffs cannot maintain the present action as they have failed to file a timely

AS AND FOR A FOURTH AFFIRMATIVE DEFENSE

6. The Complaint fails to state a cause of action.

AS AND FOR A THIRD AFFIRMATIVE DEFENSE

VERIFICATION

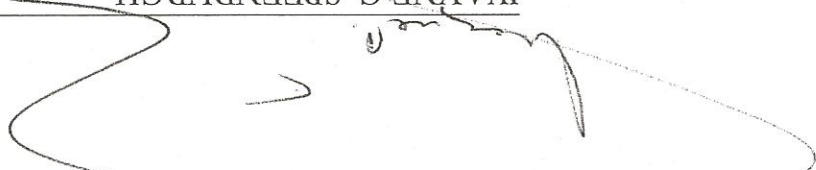
STATE OF NEW YORK)
) ss.:
COUNTY OF GREENE)

WAYNE C. SPEENBURGH, being duly sworn, deposes and says:

That he is the Chairman of the Legislature for the County of Greene in the State of New York in the within action;

That he has read the foregoing Amended Answer and knows the contents thereof;

That the same is true to his own knowledge, except as to those matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true.

WAYNE C. SPEENBURGH


Sworn to before me this
5th day of December, 2011.



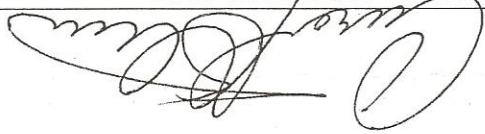
Notary Public

CAROL D. STEVENS
Notary Public, State of New York
Residing in Greene County
Commission Expires May 14, 2014

ATTORNEY'S CERTIFICATION

I hereby certify under penalty of perjury and as an officer of the Court that I have no knowledge that the substance of any of the factual submissions contained in this document is false as defined in 22 NYCRR § 130-1.1(c).

Dated: December 5, 2011


CAROL D. STEVENS, ESQ.