

STATE OF MINNESOTA
IN SUPREME COURT

C4-02-1354

Mark Piepho,

Petitioner,

vs.

Robert Bruns, as County Auditor
of Nicollet County, Minnesota,

Respondent,

Sandra King, as County Auditor
of Blue Earth County, Minnesota,

Respondent,

Lisa Pfarr, as County Auditor
of Sibley County, Minnesota,

Respondent,

Mary Kiffmeyer, Minnesota
Secretary of State,

Respondent,

John C. Hottinger,

Intervenor.

ORDER

PER CURIAM

This Minn. Stat. § 204B.44 (2000) petition was referred to a referee to take and receive evidence and make findings of fact relative to petitioner's claim that candidate John Hottinger's name should not appear on the primary or general election ballots for District 23. Petitioner alleged that the candidate will not have resided in District 23 for six months immediately

preceding the general election as required by Minn. Const. art. IV, § 6. *See also* Minn. Stat. § 204B.06, subd. 4(f) (2000). On August 21, 2002, the referee reported his finding that candidate Hottinger established residency in District 23.

Based upon all the files, records and proceedings herein,

IT IS HEREBY ORDERED that the petition is denied. So as not to impair the orderly election process, this order is issued with an opinion to follow.

Dated: August 28, 2002