

FILED

August 24, 2026

**OFFICE OF
APPELLATE COURTS**

Court File No. _____

STATE OF MINNESOTA

IN THE SUPREME COURT

(Original Jurisdiction under Minn. Stat. § 204B.44)

Michael J. Lindell,

Petitioner,

v.

**[PROPOSED] TEMPORARY
RESTRAINING ORDER**

Steve Simon, in his official capacity as
Minnesota Secretary of State, and
the Minnesota State Canvassing Board,

Respondents.

This matter came before the Court on Petitioner Michael J. Lindell's Petition for Correction of Errors, Omissions, and Wrongful Acts under Minn. Stat. § 204B.44 and for a Temporary Restraining Order. The Court has reviewed the Petition, the Memorandum of Law in Support, the August 24, 2026 Declaration of Michael J. Lindell, with attached Exhibits A-E, and all other papers filed in this matter.

Based upon the files, records, and proceedings herein, and the Court being fully advised in the premises,

IT IS HEREBY ORDERED:

1. Petitioner's motion for a Temporary Restraining Order is **GRANTED**.
2. Respondents Steve Simon, in his official capacity as Minnesota Secretary of State, the Minnesota State Canvassing Board, their officers, agents,

employees, and all persons acting in concert or participation with them, are hereby **RESTRAINED and ENJOINED** from conducting, continuing, or certifying any recount of the votes for the Offices of Governor and Lieutenant Governor in the August 11, 2026 Republican Primary Election that limits the actual counting of votes to only Candidate A (Michael J. Lindell) and Candidate B (Lisa Demuth), or that places the ballots of all other candidates into a third pile that is not fully counted and recorded.

3. Pursuant to Minn. Stat. § 204B.44(b), Respondents are hereby **ORDERED** to correct the error, omission, and wrongful act and to perform the duty required by law, namely:
 - a. To conduct a full manual recount under Minn. Stat. § 204C.35 of **all** ballots cast for the Offices of Governor and Lieutenant Governor in the August 11, 2026 Republican Primary Election;
 - b. To determine and record the number of votes validly cast for **every** candidate who appeared on the ballot for those offices;
 - c. To prepare complete precinct summaries of the recount results; and
 - d. To certify the complete results of the recount in accordance with Minn. Stat. § 204C.35, subd. 3, Minn. Stat. § 204C.361, and Minnesota Rules chapter 8235 (including Minn. R. 8235.0700).
4. Candidates and their authorized representatives shall be permitted to observe the sorting and counting of the ballots consistent with the uniform recount rules.
5. Respondents shall commence the full recount ordered herein as soon as practicable and shall complete and certify the results with all deliberate speed.
6. Petitioner may wire the funds required to complete the full recount within twenty-four (24) hours of entry of this Temporary Restraining Order and such payment shall be deemed timely.
7. This Temporary Restraining Order shall remain in effect until further order of this Court.
8. No security bond is required given the circumstances of this case.

9. The Court retains jurisdiction to issue such further orders as may be necessary to effectuate this Order.

_____, 2026.
