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**FIRST JUDICIAL DISTRICT COURT
IN AND FOR CARSON CITY, STATE OF NEVADA**

DANIEL CORONA, DARIN MAINS, BRIAN MELENDEZ, TERESA MELENDEZ, OMAR ABDUL-RAHIM, DALE AULT, LYNN JOHN, GENEVA ROBERSON, LORENZITA SANTOS, NEVADA STATE DEMOCRATIC PARTY, DNC SERVICES CORPORATION/DEMOCRATIC NATIONAL COMMITTEE, DCCC, PRIORITIES USA, and THE NATIVE AMERICAN CAUCUS OF THE NEVADA STATE DEMOCRATIC PARTY,

Case No. 20 OC 00064 1B

Dept. No.: II

**STIPULATION AND ORDER OF
VOLUNTARY DISMISSAL
PURSUANT TO NEVADA RULE OF
CIVIL PROCEDURE 41**

Plaintiffs,

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vs.

BARBARA CEGAVSKE, in her official capacity as Nevada Secretary of State, JOSEPH GLORIA, in his official capacity as Registrar of Voters for Clark County, Nevada, DEANNA SPIKULA, in her official capacity as Registrar of Voters for Washoe County, Nevada, KRISTINE JAKEMAN, in her official capacity as the Elko County Clerk, and AARON FORD, in his official capacity as the Attorney General of the State of Nevada,

Defendants,

and

REPUBLICAN NATIONAL COMMITTEE and NEVADA REPUBLICAN PARTY,

Intervenor-Defendants.

The parties, by and through their respective attorneys of record, hereby stipulate that Plaintiffs voluntarily dismiss this action in its entirety and without prejudice, pursuant to Nevada Rule of Civil Procedure 41(a)(1)(A)(ii).

Plaintiffs initiated this action on April 16, 2020 and filed an amended complaint on June 19, 2020. In their amended complaint, Plaintiffs challenge the constitutionality of two features of the vote by mail process in Nevada that are particularly problematic given the ongoing COVID-19 pandemic: the Voter Assistance Ban, codified at Nevada Revised Statutes (“N.R.S.”) 293.330(4) and 293.353(4), which criminalizes efforts by third parties to assist voters in returning mail ballots; and the Ballot Rejection Rules, codified at N.R.S. 293.325 and 293.333, the State’s signature matching regime. Plaintiffs allege that the Voter Assistance Ban and the Ballot Rejection Rules violate the right of suffrage guaranteed by Article II, Section 1 of the Nevada Constitution and unduly burden the right to vote protected by the due process clauses of the Nevada and U.S. Constitutions. Plaintiffs further allege that the Voter Assistance Ban imposes unconstitutional limitations on Plaintiffs’ rights of political expression and assembly in violation of the Nevada and U.S. Constitutions.

1 On August 2, 2020, the Nevada Legislature enacted Assembly Bill 4. Among other
2 provisions, Assembly Bill 4 amends the Voter Assistance Ban to allow for third-party collection
3 of mail ballots and changes the Ballot Rejection Rules to provide clearer standards and more
4 meaningful cure opportunities for Nevada voters. Assembly Bill 4 was signed into law by the
5 Governor on August 3, 2020.

6 As a result of these developments, the parties hereby stipulate that Plaintiffs voluntarily
7 dismiss this action in its entirety and without prejudice. Plaintiffs, Defendants, and Intervenor-
8 Defendants agree that they will bear their own attorneys' fees, expenses, and costs.


9 **IT IS SO STIPULATED.**

10 DATED 4 day of August, 2020.

DATED this ___ day of August, 2020.

11 **WOLF, RIFKIN, SHAPIRO,
12 SCHULMAN & RABKIN, LLP**

OFFICE OF THE ATTORNEY GENERAL

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**Admitted pro hac vice*

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2 provisions, Assembly Bill 4 amends the Voter Assistance Ban to allow for third-party collection
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4 meaningful cure opportunities for Nevada voters. Assembly Bill 4 was signed into law by the
5 Governor on August 3, 2020.

6 As a result of these developments, the parties hereby stipulate that Plaintiffs voluntarily
7 dismiss this action in its entirety and without prejudice. Plaintiffs, Defendants, and Intervenor-
8 Defendants agree that they will bear their own attorneys' fees, expenses, and costs.

9 **IT IS SO STIPULATED.**

10 DATED ____ day of August, 2020.

10 DATED this ^{4th} day of August, 2020.

11 **WOLF, RIFKIN, SHAPIRO,
12 SCHULMAN & RABKIN, LLP**

11 **OFFICE OF THE ATTORNEY GENERAL**

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24 *Attorneys for Plaintiffs*

25 **Admitted pro hac vice*

26 ///

1 DATED 1 day of August, 2020.

DATED this ___ day of August, 2020.

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3 CIVIL DIVISION

MARQUIS AURBACH COFFING

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22 cam@consovoymccarthy.com

23 *Attorneys for Intervenor-Defendants Republican
24 National Committee and Nevada Republican
25 Party*

26 **ORDER**

27 Based on the foregoing stipulation of the parties, and good cause appearing, this action is
28 dismissed without prejudice. Plaintiffs, Defendants, and Intervenor-Defendants will bear their own
attorneys' fees, expenses, and costs.

IT IS SO ORDERED.

August ____, 2020.

JAMES E. WILSON
District Judge

1 DATED ____ day of August, 2020.

DATED this 4th day of August, 2020.

2 **OFFICE OF THE DISTRICT ATTORNEY,**
3 **CIVIL DIVISION**

MARQUIS AURBACH COFFING

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24 *Attorneys for Intervenor-Defendants Republican
25 National Committee and Nevada Republican
26 Party*

27 **ORDER**

28 Based on the foregoing stipulation of the parties, and good cause appearing, this action is
dismissed without prejudice. Plaintiffs, Defendants, and Intervenor-Defendants will bear their own
attorneys' fees, expenses, and costs.

IT IS SO ORDERED.

August 4, 2020.

29 _____
30 JAMES E. WILSON
31 District Judge