

1 MARC E. ELIAS, ESQ. (D.C. Bar No. 442007) (*pro hac vice*)  
HENRY J. BREWSTER, ESQ. (D.C. Bar No. 1033410) (*pro hac vice pending*)  
2 COURTNEY A. ELGART, ESQ. (D.C. Bar No. 1645065) (*pro hac vice*)

**PERKINS COIE LLP**

3 700 Thirteenth St. NW, Suite 800  
Washington, D.C. 20005-3960

4 Tel: (202) 654-6200  
melias@perkinscoie.com  
5 hbrewster@perkinscoie.com  
celgart@perkinscoie.com

6 ABHA KHANNA, ESQ. (Wash. Bar No. 42612) (*pro hac vice forthcoming*)  
7 JONATHAN P. HAWLEY, ESQ. (Cal. Bar. No. 319464) (*pro hac vice pending*)

**PERKINS COIE LLP**

8 1201 Third Avenue, Suite 4900  
Seattle, Washington 98101-3099

9 Tel: (206) 359-8000  
akhanna@perkinscoie.com  
10 jhawley@perkinscoie.com

11 BRADLEY SCHRAGER, ESQ. (SBN 10217)  
DANIEL BRAVO, ESQ. (SBN 13078)

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

13 3556 E. Russell Road, Second Floor  
Las Vegas, Nevada 89120

14 Tel: (702) 341-5200  
bschrager@wrslawyers.com  
15 dbravo@wrslawyers.com

16 *Attorneys for Plaintiffs Daniel Corona, Darin  
Mains, Brian Melendez, Teresa Melendez,  
17 Nevada State Democratic Party, DNC Services  
Corporation/Democratic National Committee,  
18 DCCC, and Priorities USA*

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

21 DANIEL CORONA, DARIN MAINS, BRIAN  
MELENDEZ, TERESA MELENDEZ,  
22 NEVADA STATE DEMOCRATIC PARTY,  
DNC SERVICES  
CORPORATION/DEMOCRATIC  
23 NATIONAL COMMITTEE, DCCC, and  
PRIORITIES USA,  
24 Plaintiffs,

25 vs.

26 BARBARA CEGAVSKE, in her official  
capacity as Nevada Secretary of State; JOSEPH  
27 P. GLORIA, in his official capacity as Registrar  
of Voters for Clark County, Nevada; DEANNA  
28 SPIKULA, in her official capacity as Registrar  
of Voters for Washoe County, Nevada;

Case No.: 20 OC 00064 1B

Dept. No.: II

**NOTICE OF WITHDRAWAL OF  
PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION**

1 KRISTINE JAKEMAN, in her official capacity  
2 as the Elko County Clerk; and AARON FORD,  
3 in his official capacity as the Attorney General  
4 of the State of Nevada,

5 Defendants.

6 **NOTICE OF WITHDRAWAL OF PLAINTIFFS’  
7 MOTION FOR PRELIMINARY INJUNCTION**

8 Plaintiffs filed a motion for preliminary injunction on April 22, 2020, requesting that the  
9 Court order the defendants to mail ballots to all registered voters, including inactive voters, and  
10 to expand the number of polling locations in the June Primary to better reflect the population and  
11 geographic size of each county. Plaintiffs also asked the Court to enjoin enforcement of the  
12 Ballot Rejection Rules, the Voter Assistance Ban, and NAC 293.217(1). In response to that  
13 motion, Defendants have filed responses and engaged in discussions with Plaintiffs, through  
14 counsel, confirming that specific, concrete steps are being taken to address Plaintiffs’ concerns  
15 as they relate to the coming June Primary election.

16 Specifically, in response to Plaintiffs’ motion, Defendant Joe Gloria, in his official  
17 capacity as Registrar of Voters for Clark County, submitted his brief to this Court in which he  
18 agreed to mail ballots to all registered voters, “including inactive voters,” in Clark County, which  
19 accounts for more than 81% of the State’s inactive voters. Registrar Gloria also agreed to  
20 establish two additional voting sites in Clark County. Additionally, in conjunction with their  
21 response, Defendants Barbara Cegavske, in her official capacity as Nevada Secretary of State,  
22 and Aaron Ford, in his official capacity as the Attorney General of the State of Nevada,  
23 submitted the declaration of Wayne Thorley, Deputy of Elections for the Nevada Secretary of  
24 State. Mr. Thorley states that the State intends to invest in an “electronic signature cure service,”  
25 which will “allow voters to cure signatures directly on their phone or tablet.” Further, Defendant  
26 Deanna Spikula, in her official capacity as Registrar of Voters for Washoe County, has agreed  
27 that NAC 293.217(1) is not enforceable and that her office intends to enforce NRS 293.317.

28 Since those filings, Plaintiffs have engaged in further communications with Registrar  
Gloria, through counsel, who has clarified his intent with respect to application of the Ballot

1 Rejection Rules in the June 9, 2020 primary, and has indicated his intent to appoint field  
2 registrars pursuant to NRS 293.505 to receive mail ballots from voters as needed for the June 9,  
3 2020 primary.

4 Because the preliminary injunction motion was focused specifically on requesting  
5 remedies for the coming primary, and because Defendants' representations provide Plaintiffs  
6 sufficient assurances with respect to that election, albeit within the scope of the challenged laws  
7 and policies, these issues no longer require preliminary adjudication by the Court on an  
8 expedited basis in advance of the primary.

9 Plaintiffs maintain that the challenged laws and policies violate Nevada law and both the  
10 Nevada and U.S. Constitutions. Plaintiffs will continue to seek resolution of those claims that  
11 pertain to the general election, allowing for additional time to ensure that all remaining issues are  
12 before the Court on a fully-developed record.

13 Accordingly, Plaintiffs hereby withdraw their motion for preliminary injunction and  
14 request that the Court vacate the hearing on that motion scheduled for May 7 and 8, 2020.

15  
16 DATED this 5th day of May, 2020

17 **WOLF, RIFKIN, SHAPIRO,**  
18 **SCHULMAN & RABKIN, LLP**

19 By: 

20 \_\_\_\_\_  
21 Bradley S. Schrager, Esq., SBN 10217  
22 Daniel Bravo, Esq., SBN 13078  
23 3556 E. Russell Road, Second Floor  
24 Las Vegas, Nevada 89120  
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Marc E. Elias, Esq.  
Henry J. Brewster, Esq.\*  
Courtney A. Elgart, Esq.  
**PERKINS COIE LLP**  
700 Thirteenth St. NW, Suite 800  
Washington, D.C. 20005-3960

Abha Khanna, Esq.\*  
Jonathan P. Hawley, Esq.\*  
**PERKINS COIE LLP**  
1201 Third Avenue, Suite 4900  
Seattle, Washington 98101-3099

*Attorneys for Plaintiffs Daniel Corona, Darin  
Mains, Brian Melendez, Teresa Melendez, Nevada  
State Democratic Party, DNC Services  
Corporation/Democratic National Committee,  
DCCC, and Priorities USA*

*\*Pro hac vice applications pending or forthcoming*

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1 CERTIFICATE OF SERVICE

2 I hereby certify that on this 5th day of May, 2020, a true and correct copy of the  
3 **NOTICE OF WITHDRAWAL OF PLAINTIFFS' MOTION FOR PRELIMINARY**  
4 **INJUNCTION** was served upon all parties by mailing via U.S. Mail, First Class postage  
5 prepaid, at Las Vegas, Nevada to the following:

6 Gregory Zunino, Esq.  
7 Office of the Attorney General  
8 555 E. Washington Avenue, Suite #3900  
9 Las Vegas, NV 89101

10 *Attorneys for Defendants*  
*Barbara Cegavske and Aaron Ford*

11 Chris Hicks, Esq.  
12 Washoe County District Attorneys Office  
13 Mills B. Lan Justice Center  
14 1 South Tower, 4<sup>th</sup> Floor  
15 Reno, NV 89501

16 *Attorneys for Deanna Spikula*

17 Brian R. Hardy, Esq.  
18 Marquis Aurbach Coffing  
19 10001 Park Run Drive  
20 Las Vegas, NV 89145

21 Tyler R. Green, Esq.  
22 Cameron T. Norris, Esq.  
23 Consovoy McCarthy PLLC  
24 1600 Wilson Blvd., Ste. 700  
25 Arlington, VA 22209

26 *Republican National Committee and Nevada*  
27 *Republican Party*

Mary-Anne Miller  
Office of the District Attorney, Civil Division  
500 S. Grand Central Pkwy  
Las Vegas, NV 89155

*Attorneys for Joe P. Gloria*

Rand Greenburg, DDA  
Elko County District Attorneys Office  
540 Court St., 2nd Floor  
Elko, NV 89801

*Attorneys for Kristine Jakeman*

David O'Mara, Esq.  
The O'Mara Law Firm  
311 E. Liberty St.  
Reno, NV 89501

*Attorneys for Intervenor Defendants*  
*Carole Fineberg and Bernard D. Benz*

28 By



Matthew Gallagher, an Employee of  
WOLF, RIFKIN, SHAPIRO, SCHULMAN &  
RABKIN, LLP