

No. 21-10183

IN THE
UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

THE TWELFTH CONGRESSIONAL DISTRICT
REPUBLICAN COMMITTEE, et al.,

Plaintiffs-Appellants,

v.

BRADFORD J. RAFFENSPERGER, et al,

Defendants-Appellees.

On Appeal from the United States District Court for the
Southern District of Georgia, Augusta Division
District Court Case No. 1:20-cv-00180-JRH

MOTION TO WITHDRAW APPEAL

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* *Pro Hac Vice* Application Forthcoming

Counsel for Appellants

MOTION TO WITHDRAW APPEAL

Appellants filed a notice that they were withdrawing their appeal. The notice was rejected by the Clerk. Apparently only a motion can serve as the proper vehicle to withdraw the appeal and not a notice. Appellants renew what they have asserted in their notice of appeal by this motion. Alternatively, Appellants move the Court to consider the previously filed notice of appeal as sufficient to withdraw their appeal. The grounds for the motion are succinct.

In light of the U.S. Supreme Court's unwillingness to address the significant constitutional issues raised in *Republican Party of Pennsylvania v. Veronica DeGraffenreid*, et al., 592 U.S. _____ (2021) and bring clarity to the importance of state election rules and the doctrine of standing, Appellants respectfully move the Court to enter an order withdrawing their appeal.

FRAP 26.1 COMPLIANCE

**CERTIFICATE OF INTERESTED PERSONS AND
CORPORATE DISCLOSURE STATEMENT**

Pursuant to Federal Rule of Appellate Procedure 26.1 and Eleventh Circuit Rule 26.1, Appellants state the following individuals and entities have an interest in the outcome of this appeal:

Plaintiffs-Appellants:

12th Congressional District Republican Committee
Brian Tucker
Cathy A. Latham
Edward T. Metz

Defendants-Appellees:

Secretary of State and members of the State Election Board:

Bradford P. Raffensperger
Rebecca N. Sullivan
David J. Worley
Matthew Mashburn
Anh Lee

Richmond County Board of Elections:

Tim McFalls
Marcia Brown
Sherry T. Barnes
Terrence Dicks
Bob Finnegan

Intervenors:

Democratic Party of Georgia, Inc.
Democrat Senatorial Campaign Committee

The undersigned further certifies that no other persons, associations of persons, firms, partnerships, or corporations (including those related to a party as a subsidiary, conglomerate, affiliate, or parent corporation) have either a financial interest in or other interest which could be substantially affected by the outcome of this particular case.

Finally, the following is a full and complete list of all persons serving as attorneys for the parties in this proceeding:

For Appellants-Plaintiffs: Johnny Vines, Esq.
Patrick M. McSweeney, Esq.
Christopher I. Kachouroff, Esq.

For Appellees-Defendants: Marc E. Elias
Amanda R. Callais
John M. Geise

Respectfully submitted,

**12th CONGRESSIONAL DISTRICT
REPUBLICAN COMMITTEE, et al.**

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CERTIFICATE OF SERVICE

I hereby certify that on March 17, 2021, I electronically filed this document with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following registered CM/ECF users:

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I also certify that the foregoing document is being served this day on the following parties.

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