

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

LEAGUE OF UNITED LATIN AMERICAN
CITIZENS OF IOWA,

Plaintiff,

v.

IOWA SECRETARY OF STATE PAUL
PATE, in his official capacity, and IOWA
ATTORNEY GENERAL THOMAS
MILLER, in his official capacity,

Defendants.

Case No. CVCV061476

**DEFENDANTS' ANSWER AND
AFFIRMATIVE DEFENSES TO
PLAINTIFF'S PETITION**

COMES NOW Defendants Iowa Secretary of State Paul Pate and Iowa Attorney General Thomas Miller and, through undersigned counsel, answer the Petition as follows:

STATEMENT OF THE CASE

1. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

2. Neither admitted nor denied. SF 413 speaks for itself.

3. Denied.

4. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

5. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

6. Denied.

7. Denied.

- 8. Denied.
- 9. Denied.

JURISDICTION AND VENUE

- 10. Admitted.
- 11. Admitted.

PARTIES

12. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

13. Defendants answer that Iowa law speaks for itself regarding the duties of Iowa Secretary of State Paul Pate. Any remaining allegations are denied.

14. Defendants answer that Iowa law speaks for itself regarding the duties of Iowa Attorney General Thomas Miller. Any remaining allegations are denied.

FACTUAL ALLEGATIONS

15. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

- 16. Denied.
- 17. Admitted.
- 18. Denied.

19. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

- 20. Admitted.

21. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

22. This paragraph contains a partial quote and is therefore denied.

23. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

24. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

25. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

26. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

27. Denied.

28. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

29. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

30. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

31. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

32. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

33. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

34. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

35. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

36. Defendants admit that SF 413 passed the Senate on February 23, 2021 and passed the House on February 24, 2021.

37. Defendants admit that Governor Reynolds signed SF 413 on March 8, 2021.

38. Denied.

39. Neither admitted nor denied. SF 413 speaks for itself.

40. Neither admitted nor denied. SF 413 speaks for itself.

41. Neither admitted nor denied. SF 413 speaks for itself.

42. Neither admitted nor denied. SF 413 speaks for itself.

43. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

44. Neither admitted nor denied. SF 413 speaks for itself.

45. Neither admitted nor denied. SF 413 speaks for itself.

46. Denied.

47. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.

48. Neither admitted nor denied. SF 413 speaks for itself.
49. Denied.
50. Neither admitted nor denied. SF 413 speaks for itself.
51. Neither admitted nor denied. SF 413 speaks for itself.
52. Neither admitted nor denied. SF 413 speaks for itself.
53. Denied.
54. Neither admitted nor denied. SF 413 speaks for itself.
55. Neither admitted nor denied. SF 413 speaks for itself.
56. Denied.
57. Neither admitted nor denied. SF 413 speaks for itself.
58. Neither admitted nor denied. SF 413 speaks for itself.
59. Neither admitted nor denied. SF 413 speaks for itself.
60. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied. SF 413 speaks for itself.
61. Denied. SF 413 speaks for itself.
62. Neither admitted nor denied. SF 413 speaks for itself.
63. Neither admitted nor denied. SF 413 speaks for itself.
64. Denied.
65. Denied.
66. Defendants lack sufficient information to admit or deny the allegations contained in this paragraph, and they are thus denied.
67. Denied.

68. Denied.

69. Denied.

70. Denied.

CAUSES OF ACTION

COUNT I

71. Defendants restate their answers to paragraphs 1-70 as if fully set forth herein.

72. Iowa law speaks for itself. Any remaining allegations are denied.

73. Denied.

74. Denied.

75. Denied.

76. Denied.

77. Denied.

78. Denied.

79. Denied.

80. Denied.

81. Denied.

82. Denied.

83. Denied.

84. Denied.

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COUNT II

85. Defendants restate their answers to paragraphs 1-84 as if fully set forth herein.

86. Iowa law speaks for itself. Any remaining allegations are denied.

87. Denied.

88. The caselaw speaks for itself. Any remaining allegations are denied.

89. Denied.

90. Denied.

COUNT III

91. Defendants restate their answers to paragraphs 1-90 as if fully set forth herein.

92. Iowa law speaks for itself. Any remaining allegations are denied.

93. Denied.

94. Denied.

COUNT IV

95. Defendants restate their answers to paragraphs 1-94 as if fully set forth herein.

96. Iowa law speaks for itself. Any remaining allegations are denied.

97. Denied.

98. Denied.

99. Denied.

100. Denied.

101. Denied.

AFFIRMATIVE DEFENSES

1. Plaintiff lacks standing.
2. Plaintiff failed to state a claim upon which relief can be granted.
3. Plaintiff's claims are barred in whole or in part by the equitable doctrines of laches, estoppel, and/or unclean hands.
4. Any harm to Plaintiff results for its own acts or omissions for which Defendants are not responsible.
5. Pending further discovery, Defendants reserve the right to plead additional defenses as necessary.

WHEREFORE, Defendants respectfully request that the Petition be denied.

Respectfully submitted,

THOMAS J. MILLER

ATTORNEY GENERAL OF IOWA

/s/ Matthew L. Gannon

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ATTORNEY FOR DEFENDANTS

PROOF OF SERVICE

The undersigned certifies that the foregoing instrument was served upon each of the persons identified as receiving a copy by delivery in the following manner on May 10, 2021:

<input type="checkbox"/> U.S. Mail	<input type="checkbox"/> FAX
<input type="checkbox"/> Hand Delivery	<input type="checkbox"/> Overnight Courier
<input type="checkbox"/> Federal Express	<input type="checkbox"/> Other
<input checked="" type="checkbox"/> EDMS	

Signature: /s/ Jodi Watson