

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 AMENDED PETITION**

COME NOW Defendants Iowa Secretary of State Paul Pate and Iowa Attorney General Thomas Miller and, through undersigned counsel, answer Plaintiff's Amended 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. Senate File 413 and Senate File 568 speak for themselves.

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. SF 413 speaks for itself as to its effective date.

38. Defendants admit that SF 568 passed the House and Senate on May 19, 2021, and was signed by Governor Reynolds on June 8, 2021. The remaining allegations are neither admitted nor denied. SF 568 speaks for itself.

39. Denied.

40. Neither admitted nor denied. SF 413 and SF 568 speak for themselves.

41. Neither admitted nor denied. SF 413 and SF 568 speak for themselves.

42. Neither admitted nor denied. SF 413 and SF 568 speak for themselves.

43. Neither admitted nor denied. SF 413 and SF 568 speak for themselves.

44. Previous Iowa law speaks for itself. Defendants lack sufficient information to admit or deny the remaining allegations contained in this paragraph, and they are thus denied.

45. SF 413 and SF 568 speak for themselves. Defendants lack sufficient information to admit or deny the remaining allegations contained in this paragraph, and they are thus denied.

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

47. Denied.

48. Previous Iowa law speaks for itself. Defendants lack sufficient information to admit or deny the remaining allegations contained in this paragraph, and they are thus denied.

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

50. Neither admitted nor denied. SF 568 speaks for itself.

51. Denied.

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

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

54. Neither admitted nor denied. SF 413 and SF 568 speak for themselves.

55. Neither admitted nor denied. SF 568 speaks for itself.

56. Neither admitted nor denied. Iowa law speaks for itself.

57. Denied.

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

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

60. Denied.

61. Neither admitted nor denied. Previous Iowa law speaks for itself.

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

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

64. SF 413 speaks for itself. Defendants lack sufficient information to admit or deny the remaining allegations contained in this paragraph, and they are thus denied.

65. SF 413 speaks for itself. The remaining allegations are denied.

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

67. SF 413 speaks for itself. The remaining allegations are denied.

68. Denied.

69. Denied.

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

71. Denied.

72. Denied.

73. Denied.

74. Denied.

CAUSES OF ACTION
COUNT I

75. Defendants restate their answers to paragraphs 1-75 as if fully set forth herein.

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

77. Denied.

78. Denied.

79. Denied.

80. Denied.

81. Denied.

82. Denied.

83. Denied.

84. Denied.

85. Denied.

86. Denied.

87. Denied.

88. Denied.

COUNT II

89. Defendants restate their answers to paragraphs 1-88 as if fully set forth herein.

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

91. Denied.

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

93. Denied.

94. Denied.

COUNT III

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.

COUNT IV

102. Defendants restate their answers to paragraphs 1-101 as if fully set forth herein.

103. Iowa and federal law speaks for itself. Any remaining allegations are denied.

104. Iowa and federal law speaks for itself. Any remaining allegations are denied.

105. Denied.

106. 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
MATTHEW L. GANNON
First Assistant Attorney General
Hoover Building, Second Floor
Des Moines, Iowa 50319
PHONE: (515) 281-4951
FAX: (515) 281-4902
matt.gannon@ag.iowa.gov

/s/ Thomas J. Ogden
THOMAS J. OGDEN
Assistant Attorney General
Hoover Building, Second Floor
Des Moines, Iowa 50319
PHONE: (515) 281-6700
FAX: (515) 281-4902
thomas.ogden@ag.iowa.gov

/s/ Samuel P. Langholz
SAMUEL P. LANGHOLZ
Assistant Attorney General
Hoover Building, Second Floor
Des Moines, Iowa 50319
PHONE: (515) 281-5164
FAX: (515) 281-4902
sam.langholz@ag.iowa.gov
ATTORNEYS FOR DEFENDANTS

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| 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 June 21, 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: <u>/s/ Samuel P. Langholz</u> | |

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