

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 22-0667

MONTANA DEMOCRATIC PARTY and MITCH BOHN, WESTERN NATIVE VOICE, et al., MONTANA YOUTH ACTION, et al.,

Plaintiffs and Appellees,

v.

CHRISTI JACOBSEN, in her official capacity as Montana Secretary of State,
Defendant and Appellant.

**UNOPPOSED MOTION OF LAWYERS DEMOCRACY FUND TO
APPEAR AS *AMICUS CURIAE***

On Appeal from the Montana Thirteenth Judicial District, Yellowstone County,
Cause No. DV-21-0451
Honorable Judge Michael G. Moses

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**Pro hac vice application forthcoming*

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Lawyers Democracy Fund respectfully requests leave to submit a brief as amicus curiae in support of Defendant and Appellant Christi Jacobsen, in her official capacity as Montana Secretary of State, pursuant to Montana Rule of Appellate Procedure 12(7).

I. Interest of Amicus

Lawyers Democracy Fund (LDF) is a section 501(c)(4) not-for-profit organization with a long history of advancing the role of ethics, integrity, and legal professionalism in the electoral process, including safeguarding the right of eligible voters to vote.

II. The Reason an Amicus Brief is Desirable

LDF is dedicated to protecting the voting process by and the integrity of both our election process and the rights of voters. The matter currently pending on appeal before this Court involves important constitutional questions on which LDF holds specialized expertise.

III. The Parties' Positions Regarding Participation

Counsel for all current parties have been contacted. All indicate no objection or opposition to this Motion.

IV. Filing Date

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Lawyers Democracy Fund is prepared to file its amicus brief on May 12, 2023, or as may be otherwise directed by the Court.

Dated: April 27, 2023.

/s/ Dan Stusek

*Attorney for Proposed Amicus Lawyers
Democracy Fund*

CERTIFICATE OF COMPLIANCE

Pursuant to Rule 16(3) of the Montana Rules of Appellate Procedure, I certify that this Motion is printed with proportionally spaced Times New Roman text typeface of 14 points; is double spaced; and the word count calculated by Microsoft Word is 193 words, excluding certificate of service and certificate of compliance. DATED: April 27, 2023. /s/ Dan Stusek.

CERTIFICATE OF SERVICE

I, Dan Stusek, hereby certify that I have served true and accurate copies of the foregoing Motion
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