

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

COALITION FOR GOOD
GOVERNANCE, et al.,

Plaintiffs,

v.

No. 1:21-cv-02070-JPB

BRIAN KEMP, in his official
capacities as Governor of the State of
Georgia, et al.,

Defendants,

REPUBLICAN NATIONAL
COMMITTEE, et al.,

Intervenor-Defendants.

**INTERVENORS' ANSWER
TO PLAINTIFFS' SECOND AMENDED COMPLAINT**

Intervenors—the Republican National Committee, National Republican Senatorial Committee, National Republican Congressional Committee, and Georgia Republican Party, Inc.—now answer Plaintiffs’ Second Amended Complaint (Doc. 104). Unless expressly admitted below, every allegation in the complaint is denied. When Intervenors say something “speaks for itself,” they mean that they lack sufficient information to admit or deny the allegation; because Plaintiffs cite nothing, Intervenors do not know whether the referenced material exists, is accurate, or is placed in the proper context.

Rule 10 requires “[a] party [to]state its claims or defenses in numbered paragraphs, each limited as far as practicable to a single set of circumstances.” Fed. R. Civ. P. 10(b). Plaintiffs’ introduction section and the preceding paragraphs contain unnumbered paragraphs consisting of legal conclusions, legal argument, and legal citations. Intervenors thus deny the allegations contained in the introductory portion of Plaintiffs’ Second Amended Complaint.

Accordingly, Intervenors state:

1. Intervenors lack sufficient information to admit or deny this allegation.
2. Intervenors lack sufficient information to admit or deny this allegation.

3. Intervenors lack sufficient information to admit or deny this allegation.

4. Intervenors lack sufficient information to admit or deny this allegation.

5. Intervenors lack sufficient information to admit or deny this allegation.

6. Intervenors lack sufficient information to admit or deny this allegation.

7. Intervenors lack sufficient information to admit or deny this allegation.

8. Intervenors lack sufficient information to admit or deny this allegation.

9. Intervenors lack sufficient information to admit or deny this allegation.

10. Intervenors lack sufficient information to admit or deny this allegation.

11. Intervenors lack sufficient information to admit or deny this allegation.

12. Intervenors lack sufficient information to admit or deny this allegation.

13. Intervenors lack sufficient information to admit or deny this allegation.

14. Intervenors lack sufficient information to admit or deny this allegation.

15. Intervenors lack sufficient information to admit or deny this allegation.

16. Intervenors lack sufficient information to admit or deny this allegation.

17. These legal arguments require no response.

18. Intervenors admit that Brian Kemp is Governor of the State of Georgia and that he signed the challenged statutes into law on March 25, 2021. This paragraph otherwise contains legal arguments requiring no response.

19. Intervenors admit that Brad Raffensperger is Secretary of State of the State of Georgia. This paragraph otherwise contains legal arguments requiring no response.

20. These legal arguments require no response.

21. Admitted that Plaintiffs bring this action under 42 U.S.C. §§1983 and 1988, but denied that Plaintiffs have a valid claim under either statute.

22. These legal arguments require no response.

23. These legal arguments require no response.

24. The cited authority speaks for itself.

25. These legal arguments require no response.
26. These legal arguments require no response.
27. These legal arguments require no response.
28. These legal arguments require no response.
29. These legal arguments require no response.
30. These legal arguments require no response.
31. These legal arguments require no response.
32. These legal arguments require no response.
33. The cited authority speaks for itself.
34. The cited authority speaks for itself.
35. These legal arguments require no response.
36. These legal arguments require no response.
37. These legal arguments require no response.
38. These legal arguments require no response.
39. The cited authority speaks for itself.
40. The cited authority speaks for itself.
41. These legal arguments require no response.
42. The cited authority speaks for itself.
43. These legal arguments require no response.
44. The cited authority speaks for itself.
45. The cited authorities speak for themselves.

46. These legal arguments require no response.
47. The cited authority speaks for itself.
48. The cited authority speaks for itself.
49. The cited authority speaks for itself.
50. The cited authority speaks for itself.
51. The cited authority speaks for itself.
52. The cited authority speaks for itself.
53. The cited authority speaks for itself.
54. The cited authority speaks for itself.
55. These legal arguments require no response.
56. These legal arguments require no response.
57. These legal arguments require no response. Intervenorors otherwise lack sufficient information to admit or deny this allegation.
58. These legal arguments require no response.
59. These legal arguments require no response.
60. These legal arguments require no response. Intervenorors otherwise lack sufficient information to admit or deny this allegation.
61. The cited authority speaks for itself.
62. Intervenorors lack sufficient information to admit or deny this allegation.

63. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

64. Intervenor lack sufficient information to admit or deny this allegation.

65. These legal arguments require no response.

66. These legal arguments require no response.

67. These legal arguments require no response.

68. The cited authority speaks for itself.

69. These legal arguments require no response.

70. These legal arguments require no response.

71. These legal arguments require no response.

72. These legal arguments require no response.

73. Intervenor lack sufficient information to admit or deny this allegation.

74. The photograph speaks for itself. Intervenor otherwise lack sufficient information to admit or deny this allegation.

75. These legal arguments require no response.

76. These legal arguments require no response.

77. The cited authority speaks for itself.

78. The cited authority speaks for itself.

79. The cited authority speaks for itself.

80. SB202 speaks for itself. Intervenor's lack sufficient information to admit or deny the other allegations.

81. These legal arguments require no response.

82. SB202 speaks for itself. These legal arguments require no response.

83. These legal arguments require no response.

84. SB202 speaks for itself.

85. Intervenor's lack sufficient information to admit or deny this allegation.

86. These legal arguments require no response.

87. These legal arguments require no response.

88. These legal arguments require no response.

89. These legal arguments require no response.

90. These legal arguments require no response.

91. SB202 speaks for itself.

92. These legal arguments require no response.

93. These legal arguments require no response.

94. These legal arguments require no response.

95. These legal arguments require no response.

96. These legal arguments require no response.

97. These legal arguments require no response.

98. SB202 speaks for itself.

99. These legal arguments require no response.

100. These legal arguments require no response.

101. These legal arguments require no response.

102. These legal arguments require no response.

103. The photographs speak for themselves. Intervenors otherwise lack sufficient information to admit or deny this allegation.

104. These legal arguments require no response.

105. These legal arguments require no response.

106. These legal arguments require no response.

107. These legal arguments require no response.

108. These legal arguments require no response.

109. These legal arguments require no response.

110. The legislative record speaks for itself. Intervenors otherwise lack sufficient information to admit or deny this allegation.

111. Denied.

112. Intervenors lack sufficient information to admit or deny this allegation.

113. Intervenors lack sufficient information to admit or deny this allegation.

114. Intervenors lack sufficient information to admit or deny this allegation.

115. Intervenors lack sufficient information to admit or deny this allegation.

116. Denied.

117. Admit.

118. Intervenors admit that on April 23, 2021, Governor Kemp issued an Executive Order extending until a state of emergency in Georgia in response to the COVID-19 pandemic until May 30, 2021. Intervenors deny that the state of emergency still exists.

119. Denied.

120. Denied.

121. Intervenors lack sufficient information to admit or deny this allegation.

122. Intervenors lack sufficient information to admit or deny this allegation.

123. Intervenors lack sufficient information to admit or deny this allegation.

124. Intervenors lack sufficient information to admit or deny this allegation.

125. Intervenors lack sufficient information to admit or deny this allegation.

126. Intervenors lack sufficient information to admit or deny this allegation.

127. These legal arguments require no response.

128. Intervenors lack sufficient information to admit or deny this allegation.

129. Intervenors lack sufficient information to admit or deny this allegation.

130. Intervenors lack sufficient information to admit or deny this allegation.

131. Intervenors lack sufficient information to admit or deny this allegation.

132. Intervenors lack sufficient information to admit or deny this allegation.

133. These legal arguments require no response.

134. Denied.

135. These legal arguments require no response.

136. Denied that Plaintiff Coalition for Good Governance (“CGG”) “had to” perform the alleged actions. Intervenors otherwise lack sufficient information to admit or deny this allegation.

137. Intervenors lack sufficient information to admit or deny this allegation.

138. Denied that CGG “had to” perform the alleged actions or that this lawsuit was “urgent[.]” Intervenors otherwise lack sufficient information to admit or deny this allegation.

139. Denied that CGG “need[ed] to challenge SB202” or “had to” perform the alleged actions. Intervenors otherwise lack sufficient information to admit or deny this allegation.

140. Denied that CGG “had to” perform the alleged actions. Intervenors otherwise lack sufficient information to admit or deny this allegation.

141. Intervenors lack sufficient information to admit or deny this allegation.

142. Denied that CGG “need[ed] to take this legal action” or that it was “required” to divert resources to sue. Intervenors otherwise lack sufficient information to admit or deny this allegation.

143. Denied that CGG was “required to focus on this legal action.” Intervenors otherwise lack sufficient information to admit or deny this allegation.

144. Intervenors lack sufficient information to admit or deny this allegation.

145. Denied that CGG was “required” to divert resources. Intervenor otherwise lack sufficient information to admit or deny this allegation.

146. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

147. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

148. Intervenor lack sufficient information to admit or deny this allegation.

149. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

150. Denied.

151. Intervenor deny that Plaintiff Adam Shirley will be injured. Intervenor otherwise take no position on this allegation.

152. Intervenor lack sufficient information to admit or deny this allegation.

153. Intervenor deny that Plaintiff Adam Shirley is threatened with imminent injury. Intervenor otherwise take no position on this allegation.

154. Intervenor lack sufficient information to admit or deny this allegation.

155. Denied.

156. Denied.

157. Intervenor's lack sufficient information to admit or deny this allegation.

158. Intervenor's lack sufficient information to admit or deny this allegation.

159. These legal arguments require no response. Intervenor's otherwise lack sufficient information to admit or deny this allegation.

160. Denied.

161. Intervenor's deny that Plaintiff Ernestine Thomas-Clark is threatened with injuries. Intervenor's otherwise take no position on this allegation.

162. Intervenor's lack sufficient information to admit or deny this allegation.

163. Intervenor's lack sufficient information to admit or deny this allegation.

164. Denied.

165. Intervenor's deny that Plaintiff Ernestine Thomas-Clark is threatened with prosecution. Intervenor's otherwise take no position on this allegation.

166. Denied.

167. Intervenor's lack sufficient information to admit or deny this allegation.

168. Intervenors lack sufficient information to admit or deny this allegation.

169. Denied.

170. Intervenors deny that Plaintiff Antwan Lang is threatened with injuries. Intervenors otherwise take no position on this allegation.

171. Intervenors lack sufficient information to admit or deny this allegation.

172. Intervenors lack sufficient information to admit or deny this allegation.

173. Denied.

174. Intervenors deny that Plaintiff Antwan Lang is threatened with prosecution. Intervenors otherwise take no position on this allegation.

175. Denied.

176. Denied.

177. Intervenors lack sufficient information to admit or deny this allegation.

178. Intervenors lack sufficient information to admit or deny this allegation.

179. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

180. Denied.

181. Intervenors deny that Plaintiff Patricia Pullar is threatened with injuries. Intervenors otherwise take no position on this allegation.

182. Intervenors lack sufficient information to admit or deny this allegation.

183. Intervenors lack sufficient information to admit or deny this allegation.

184. Denied.

185. Intervenors deny that Plaintiff Patricia Pullar is threatened with prosecution. Intervenors otherwise take no position on this allegation.

186. Denied.

187. Intervenors lack sufficient information to admit or deny this allegation.

188. Intervenors lack sufficient information to admit or deny this allegation.

189. Intervenors lack sufficient information to admit or deny this allegation.

190. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

191. Denied.

192. Intervenors deny that Plaintiff Judy McNichols is threatened with injuries. Intervenors otherwise take no position on this allegation.

193. Intervenors lack sufficient information to admit or deny this allegation.

194. Intervenors lack sufficient information to admit or deny this allegation.

195. Denied.

196. Intervenors deny that Plaintiff Judy McNichols is threatened with prosecution. Intervenors otherwise take no position on this allegation.

197. Denied.

198. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

199. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

200. Denied.

201. Intervenors lack sufficient information to admit or deny this allegation.

202. Intervenors lack sufficient information to admit or deny this allegation.

203. Intervenors lack sufficient information to admit or deny this allegation.

204. Intervenors lack sufficient information to admit or deny this allegation.

205. Intervenors lack sufficient information to admit or deny this allegation.

206. Denied.

207. Denied.

208. Denied that SB202 “requires significant and immediate diversion of resources,” and that such diversion “must start immediately.” Intervenors otherwise lack sufficient information to admit or deny this allegation.

209. Denied that Georgia Advancing Progress Political Action Committee (“GAPPAC”) “must” divert resources because of SB202.

210. Intervenors lack sufficient information to admit or deny this allegation.

211. Intervenors lack sufficient information to admit or deny this allegation.

212. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

213. Intervenors lack sufficient information to admit or deny this allegation.

214. Denied that SB202’s requirements injure Ryan Graham. Intervenors otherwise lack sufficient information to admit or deny this allegation and take no position on the legal arguments in this allegation.

215. These legal arguments require no response.

216. These legal arguments require no response.

217. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

218. Intervenors lack sufficient information to admit or deny this allegation.

219. Intervenors lack sufficient information to admit or deny that Ryan Graham generally chooses to vote in person during early voting. Otherwise denied.

220. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

221. Intervenors lack sufficient information to admit or deny this allegation.

222. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

223. Intervenors lack sufficient information to admit or deny this allegation.

224. Intervenors lack sufficient information to admit or deny this allegation.

225. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

226. Intervenors deny that Plaintiff Rhonda Martin is threatened with prosecution. Intervenors otherwise take no position on this allegation.

227. These legal arguments require no response.

228. These legal arguments require no response.

229. These legal arguments require no response.

230. Intervenors deny that Plaintiff Rhonda Martin is threatened with injuries. Intervenors otherwise take no position on this allegation.

231. Intervenors lack sufficient information to admit or deny this allegation.

232. Denied.

233. Intervenors lack sufficient information to admit or deny this allegation.

234. Denied.

235. Denied.

236. Intervenors lack sufficient information to admit or deny this allegation.

237. Intervenors lack sufficient information to admit or deny this allegation.

238. Intervenors lack sufficient information to admit or deny this allegation.

239. Intervenors lack sufficient information to admit or deny this allegation.

240. These legal arguments require no response.

241. These legal arguments require no response.

242. These legal arguments require no response.

243. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

244. These legal arguments require no response.

245. Intervenors deny that Plaintiff Jeanne Dufort is threatened with injuries. Intervenors otherwise take no position on this allegation.

246. Intervenors deny that Plaintiff Jeanne Dufort is threatened with prosecution. Intervenors otherwise take no position on this allegation.

247. Intervenors lack sufficient information to admit or deny this allegation.

248. Denied.

249. Denied.

250. Denied that Plaintiff Jeanne Dufort “had to divert her volunteer time.” Intervenors otherwise lack sufficient information to admit or deny this allegation.

251. Intervenors lack sufficient information to admit or deny this allegation.

252. Intervenor's lack sufficient information to admit or deny this allegation.

253. These legal arguments require no response. Intervenor's otherwise lack sufficient information to admit or deny this allegation.

254. These legal arguments require no response. Intervenor's otherwise lack sufficient information to admit or deny this allegation.

255. These legal arguments require no response. Intervenor's otherwise lack sufficient information to admit or deny this allegation.

256. Denied.

257. Intervenor's deny that Plaintiff Aileen Nakamura is threatened with injuries. Intervenor's otherwise take no position on this allegation.

258. Intervenor's deny that Plaintiff Aileen Nakamura is threatened with prosecution. Intervenor's otherwise take no position on this allegation.

259. Intervenor's lack sufficient information to admit or deny this allegation.

260. Denied.

261. Denied.

262. These legal arguments require no response. Intervenor's otherwise lack sufficient information to admit or deny this allegation.

263. Intervenor's lack sufficient information to admit or deny this allegation.

264. Intervenors lack sufficient information to admit or deny this allegation.

265. Intervenors lack sufficient information to admit or deny this allegation.

266. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

267. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

268. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

269. Intervenors deny that Plaintiff Elizabeth Throop is threatened with injuries. Intervenors otherwise take no position on this allegation.

270. Intervenors lack sufficient information to admit or deny this allegation.

271. Denied.

272. Intervenors lack sufficient information to admit or deny this allegation.

273. Denied.

274. Denied.

275. Denied that Plaintiff Elizabeth Throop “had to divert her volunteer time.” Intervenors otherwise lack sufficient information to admit or deny this allegation.

276. Intervenors deny that Plaintiff Bradley Friedman is threatened with injuries. Intervenors otherwise take no position on this allegation.

277. These legal arguments require no response.

278. These legal arguments require no response.

279. These legal arguments require no response.

280. Intervenors lack sufficient information to admit or deny this allegation.

281. These legal arguments require no response.

282. These legal arguments require no response.

283. Intervenors deny that Plaintiff Bradley Friedman is already injured. Intervenors otherwise take no position on this allegation

284. Intervenors deny that Plaintiff Bradley Friedman is threatened with injuries. Intervenors otherwise take no position on this allegation.

285. Denied.

286. Denied.

287. Denied.

288. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

289. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

290. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

291. Intervenor deny that Plaintiff Coalition for Good Governance's members are threatened with injuries. Intervenor otherwise take no position on this allegation.

292. Intervenor deny that Plaintiff Coalition for Good Governance's members are threatened with prosecution. Intervenor otherwise take no position on this allegation.

293. Denied.

294. Denied.

295. Denied.

296. Denied.

297. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

298. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

299. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

300. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

301. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

302. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

303. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

304. Intervenor lack sufficient information to admit or deny this allegation.

305. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

306. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

307. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

308. Denied.

309. Denied.

310. Denied.

311. Denied.

312. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

313. Intervenor lack sufficient information to admit or deny this allegation.

314. Intervenor deny that Plaintiff Jackson County Democratic Committee's members are threatened with injuries. Intervenor otherwise take no position on this allegation.

315. Intervenor deny that Plaintiff Jackson County Democratic Committee's members are threatened with prosecution. Intervenor otherwise take no position on this allegation.

316. Denied.

317. Denied.

318. Denied.

319. Intervenor lack sufficient information to admit or deny this allegation.

320. Intervenor lack sufficient information to admit or deny this allegation.

321. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

322. These legal arguments require no response.

323. These legal arguments require no response.

324. These legal arguments require no response.

325. Denied.

326. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

327. Denied.

328. Denied.

329. Denied that Jackson County Democratic Committee (“JCDC”) “will be required” to divert resources. Intervenor otherwise lack sufficient information to admit or deny this allegation.

330. Denied.

331. Denied.

332. Denied.

333. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

334. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

335. Intervenor deny that Plaintiff Georgia Advancing Progress Political Action Committee’s members are threatened with injuries. Intervenor otherwise take no position on this allegation.

336. Intervenors deny that Plaintiff Georgia Advancing Progress Political Action Committee's members are threatened with prosecution. Intervenors otherwise take no position on this allegation.

337. Denied.

338. Denied.

339. Denied.

340. Intervenors lack sufficient information to admit or deny this allegation.

341. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

342. These legal arguments require no response. Intervenors otherwise lack sufficient information to admit or deny this allegation.

343. Denied.

344. Denied.

345. Denied.

346. Denied.

347. Denied.

348. Admitted.

349. Intervenors repeat and reallege their responses in paragraphs 1 to 348.

350. These legal arguments require no response. Intervenor otherwise lack sufficient information to admit or deny this allegation.

351. These legal arguments require no response.

352. Denied.

353. Denied.

354. These legal arguments require no response.

355. These legal arguments require no response.

356. Denied.

357. Denied.

358. Intervenor repeat and reallege their responses in paragraphs 1 to 357.

359. These legal arguments require no response.

360. Denied.

361. These legal arguments require no response.

362. These legal arguments require no response.

363. These legal arguments require no response.

364. Denied.

365. These legal arguments require no response.

366. These legal arguments require no response.

367. Denied.

368. These legal arguments require no response.

369. These legal arguments require no response.

370. Denied.

371. Denied.

372. These legal arguments require no response.

373. Denied.

374. Denied.

375. Intervenors repeat and reallege their responses in paragraphs 1 to 374.

376. Intervenors lack sufficient information to admit or deny this allegation.

377. These legal arguments require no response.

378. Denied.

379. Denied.

380. Denied.

381. Denied.

382. Intervenors repeat and reallege their responses in paragraphs 1 to 381.

383. These legal arguments require no response.

384. These legal arguments require no response.

385. The photograph speaks for itself.

386. The photograph speaks for itself.

387. The photograph speaks for itself.

388. These legal arguments require no response.

389. These legal arguments require no response.

390. Intervenors take no position on this allegation.

391. Intervenors take no position on this allegation.

392. Denied.

393. Denied.

394. Intervenors repeat and reallege their responses in paragraphs 1 to 393.

395. Intervenors take no position on this allegation.

396. Intervenors take no position on this allegation.

397. Intervenors take no position on this allegation.

398. Denied.

399. Denied.

400. Intervenors repeat and reallege their responses in paragraphs 1 to 399.

401. These legal arguments require no response.

402. These legal arguments require no response.

403. These legal arguments require no response.

404. These legal arguments require no response.

405. Intervenors take no position on this allegation.

406. Intervenors take no position on this allegation.

407. Denied.

408. Denied.

409. Intervenors repeat and reallege their responses in paragraphs 1 to 408.

410. SB202 speaks for itself. Intervenors otherwise lack sufficient information to admit or deny this allegation.

411. Intervenors admit that Plaintiffs do not challenge restrictions on the disclosure of information about tallies of contests, including vote tally estimates and trends that a monitor or observer obtains observing the processing of absentee ballot before the close of the polls. The legal arguments in this allegation require no response.

412. These legal arguments require no response.

413. These legal arguments require no response.

414. Intervenors take no position on this allegation.

415. Intervenors take no position on this allegation.

416. Denied.

417. Denied.

418. Intervenors repeat and reallege their responses in paragraphs 1 to 417.

419. The cited authority speaks for itself.

420. These legal arguments require no response.
421. These legal arguments require no response.
422. These legal arguments require no response.
423. Intervenors take no position on this allegation.
424. Denied.
425. Denied.
426. Intervenors repeat and reallege their responses in paragraphs 1 to 426.
427. The cited authority speaks for itself.
428. These legal arguments require no response.
429. Intervenors take no position on this allegation.
430. Intervenors take no position on this allegation.
431. Denied.
432. Denied.
433. Intervenors repeat and reallege their responses in paragraphs 1 to 432.
434. These legal arguments require no response.
435. These legal arguments require no response.
436. These legal arguments require no response.
437. Intervenors take no position on this allegation.
438. Denied.

439. Denied.

440. The Second Amended Complaint omits paragraphs 440-56.

457. Intervenor's repeat and reallege their responses in paragraphs 1 to 440.

458. The cited authority speaks for itself.

459. The cited authority speaks for itself.

460. The cited authority speaks for itself.

461. Intervenor's lack sufficient information to admit or deny this allegation.

462. These legal arguments require no response.

463. These legal arguments require no response.

464. These legal arguments require no response.

465. Denied.

466. Denied.

RESPONSE TO PRAYER FOR RELIEF

Intervenor's deny that Plaintiffs are entitled to their requested relief, except that Intervenor's take no position on the "Observation Rule," the "Communications Rule," the "Tally Rules," and the "Photography Rule."

AFFIRMATIVE DEFENSES

1. The allegations in the complaint fail to state a claim.
2. Plaintiffs' requested relief is barred by the *Purcell* principle.

3. Some of Plaintiffs' claims are barred by the *Pennhurst* doctrine.

Dated: May 8, 2023

Respectfully submitted,

/s/ Cameron T. Norris

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Counsel for Intervenor-Defendants

**CERTIFICATE OF SERVICE AND CERTIFICATE
OF COMPLIANCE WITH LOCAL RULE 5.1**

Pursuant to N.D. Ga. L.R. 5.1(C), I prepared the foregoing in Century Schoolbook font and 13-point type. I electronically filed it using CM/ECF, thus electronically serving all counsel of record.

Dated: May 8, 2023

Respectfully submitted,

/s/ Cameron T. Norris

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