

IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS
FIFTH DIVISION

THE LEAGUE OF WOMEN VOTERS
OF ARKANSAS and ARKANSAS UNITED

PLAINTIFFS

v. CASE NO. 60CV-21-3138

JOHN THURSTON, in his official capacity
As the Secretary of State of Arkansas;
And SHARON BROOKS, BILENDA
HARRIS-RITTER, WILLIAM LUTHER,
CHARLES ROBERTS, JAMES SHARP, and
J. HARMON SMITH, in their official capacities
As members of the Arkansas State Board of
Election Commissioners,

DEFENDANTS

DEFENDANTS' NOTICE OF APPEAL

Defendants hereby give notice of their intent to appeal to the Arkansas Supreme Court pursuant to the Arkansas Rules of Civil Procedure.

1. **Appealing Parties.** The parties taking this appeal are John Thurston, in his official capacity as the Arkansas Secretary of State, Sharon Brooks, Bilenda Harris-Ritter, William Luther, Charles Roberts, James Sharp, and J. Harmon Smith, in their official capacities as members of the Arkansas State Board of Election Commissioners.

2. **Order Being Appealed.** The Defendants appeal from the Circuit Court's March 24, 2022 orders, which grant permanent injunctive relief and declare four Acts of the Arkansas General Assembly unconstitutional.

3. **Designation of Record.** The Defendants designate the entire record on appeal, including the pleadings and transcripts of hearings and the trial in this matter.

The Defendants request an electronic record pursuant to *In re Acceptance of Records on Appeal in Electronic Format and Elimination of the Abstracting and Addendum Requirements*, 2019 Ark. 213.

4. **Certificate of Transcript.** Defendants have contacted the court reporter to request the transcript of all hearings, including the trial which began on March 15, 2022, and concluded on March 18, 2022, and to make any financial arrangements required by the court reporter.

5. **Jurisdiction of the Arkansas Supreme Court.** Defendants appeal the circuit court's orders interpreting the Constitution of Arkansas, and interpreting laws pertaining to elections and election procedures. *See* Ark. Sup. Ct. R. 1-2(a)(1), (4). Additionally, this is a subsequent appeal following an appeal which has been decided by the Supreme Court. *See* Ark. Sup. Ct. R. 1-2(a)(7).

6. **Abandonment of Claims.** Defendants have not asserted any claims against a party in this matter, and so Rule 3(e)(vi) of the Rules of Appellate Procedure—Civil does not apply.

Respectfully submitted,

LESLIE RUTLEDGE
Attorney General

By: /s/ Kesia Morrison
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Counsel for Defendants

CERTIFICATE OF SERVICE

I, Kesia Morrison, hereby certify that on March 24, 2022, I electronically filed the foregoing with the Clerk of the Court using the eFlex system and parties will be notice electronically.

/s/ Kesia Morrison
Kesia Morrison