

No. 22-11143 (Related with Nos. 22-11133, 44, 45)

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**UNITED STATES COURT OF APPEALS  
FOR THE ELEVENTH CIRCUIT**

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LEAGUE OF WOMEN VOTERS, et al.  
*Plaintiffs-Appellees,*

v.

LAUREL M. LEE, in her official capacity as Secretary of State of Florida, et al.  
*Defendants-Appellants,*

NATIONAL REPUBLICAN SENATORIAL COMMITTEE and  
REPUBLICAN NATIONAL COMMITTEE,  
*Intervenor-Defendants-Appellants.*

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On Appeal from the United States District Court  
for the Northern District of Florida, Nos. 4:21-cv-186 (Walker, C.J.)

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**UNOPPOSED MOTION TO CONSOLIDATE APPELLATE CASES**

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**CERTIFICATE OF INTERESTED PERSONS AND  
CORPORATE DISCLOSURE STATEMENT**

Per Rule 26.1 and Circuit Rule 26.1, Appellants certify that the following have an interest in the outcome of this appeal:

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237. Stafford, William, *Attorney for Defendants-Appellants*
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249. UnidosUS, *Plaintiff-Appellee*
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252. Villane, Tappie, *Defendant*
253. Volusia County Attorney, *Attorneys for Defendant*
254. Walker, Gertrude, *Defendant*
255. Walker, Mark, *District Court Judge*
256. Washington, D.C., Office of the Attorney General, *Attorneys for Amicus*
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259. White, Christina, *Defendant*
260. Wilcox, Wesley, *Defendant*
261. Williamson, Virginia, *Attorney for Plaintiffs-Appellees*
262. Wright, Brenda, *Attorney for Plaintiffs-Appellees*
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Dated: April 15, 2022

/s/ Mohammad O. Jazil  
Counsel for Secretary Lee

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Appellant Secretary of State Laurel Lee moves to consolidate four cases before this Court: *Florida Rising Together v. Lee*, 22-11145 (District Court No. 4:21-cv-201); *Florida State Conference of Branches and Youth Units of the NAACP v. Lee*, 22-11144 (District Court No. 4:21-cv-187); *League of Women Voters v. Lee*, 22-11143 (District Court No. 4:21-cv-186); and *Harriet Tubman Freedom Fighters v. Lee*, 22-11133 (District Court No. 4:21-cv-242).

By way of background, these cases are constitutional and statutory challenges to Senate Bill 90, a Florida election-reform bill. Below, Chief Judge Walker of the Northern District of Florida consolidated the four cases for the purposes of trial and issued an omnibus order, applicable to all four cases, following trial. On April 7, 2022, the Secretary and other Appellants filed notices of appeal in each case and appealed the omnibus order. On April 11, the Secretary and other Appellants filed a time-sensitive motion to stay in this Court. Due to the time-sensitive nature of the motion, and because only one appellate docket was open for filing on April 11, the motion was only filed in the *Harriet Tubman Freedom Fighters* docket. As indicated in the motion, however, the Secretary and the other Appellants intended the motion to apply to the other three cases. The Secretary and other Appellants did not want to risk filing the same motion in different dockets on different days and obtain different deadlines.

Under Federal Rule of Appellate Procedure 27 and Local Rule 27-1(c), the Secretary may move to consolidate the four cases; if the motion is unopposed, the clerk may “act for the court.”

Consolidation is warranted. The Secretary has reached out to the attorneys in the four cases about their positions on consolidation. To date, the state-level defendants and defendant-intervenors have consented to consolidation.<sup>1</sup> The *Florida Rising Together* Plaintiffs, the *Florida State Conference of Branches and Youth Units of the NAACP* Plaintiffs, the *League of Women Voters* Plaintiffs, and the *Harriet Tubman Freedom Fighters* Plaintiffs do not oppose consolidation.

Moreover, the four cases stem from the same election-reform bill, involve similar constitutional and statutory arguments, involve the same defendants, and concern the same omnibus order following trial. Consolidation would unquestionably be efficient and in the interest of judicial economy—especially considering the pending time-sensitive motion to stay before this Court.

The Secretary thus seeks consolidation of *Florida Rising Together*, 22-11145; *Florida State Conference of Branches and Youth Units of the NAACP*, 22-11144; *League of Women Voters*, 22-11143; and *Harriet Tubman Freedom Fighters*, 22-11133.

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<sup>1</sup> While only nominal defendants below, as a courtesy, the Secretary also conferred with the state supervisors of elections. To date, 58 supervisors do not oppose consolidation.

/s/ Mohammad O. Jazil

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### **CERTIFICATE OF COMPLIANCE**

This motion complies with Rule 27(d)(2)(A) because it contains 440 words, excluding the parts that can be excluded. This motion also complies with Rule 32(a)(5)-(6) because it has been prepared in a proportionally spaced face using Microsoft Word 2016 in 14-point Garamond font.

Dated: April 15, 2022

/s/ Mohammad O. Jazil

### **CERTIFICATE OF SERVICE**

I filed this motion with the Court via ECF. I also served via e-mail a copy of this motion on all counsel of record identified in the service list that follows.

Dated: April 15, 2022

/s/ Mohammad O. Jazil

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