

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

LEAGUE OF WOMEN VOTERS
OF FLORIDA, INC., et al.,

4:21-cv-186-MW-MAF

Plaintiffs,

Consolidated for trial with:

4:21-cv-187-MW-MAF

4:21-cv-201-MW-MAF

4:21-cv-242-MW-MAF

v.

LAUREL M. LEE, in her official
Capacity as Secretary of State of
Florida, et al.,

Defendants,

and

NATIONAL REPUBLICAN
SENATORIAL COMMITTEE and
REPUBLICAN NATIONAL
COMMITTEE,

Intervenor-Defendants.

**STATE-LEVEL DEFENDANTS' AND INTERVENOR-DEFENDANTS'
AMENDED LIST OF TRIAL CROSS EXAMINERS
AND CROSS EXHIBITS FOR WEDNESDAY, FEBRUARY 9, 2022**

Secretary of State Laurel M. Lee, Attorney General Ashley Moody (“State-level Defendants”) and Intervenor-Defendants, the Republican National Committee and National Republican Senatorial Committee, pursuant to this Court’s order during the proceedings on January 10, 2022, file their list of cross-examining

attorneys and cross exhibits for the witnesses designated by Plaintiffs for
Wednesday, February 9, 2022:

Witness	Examiner (Plaintiff)	Exhibits (Direct)	Cross Examiner	Cross Exhibits
<i>Daniel Smith</i>	Ben Duke/ Jeremy Karpatkin	Ex. 7* Ex. 8* Ex. 9* Ex. 15* Ex. 16* Ex. 61 Ex. 315*	Gary Perko	Ex. 358 Ex. 360 Ex. 361 Ex. 363 Ex. 671 Ex. 672
<ul style="list-style-type: none"> • <i>Topics designated by Plaintiffs include: Expert analyses and opinions on the challenged provisions of SB90 including (i) the impact of the challenged provisions on Florida voters generally, and (ii) the impact of the challenged provisions on African American and Hispanic voters with disabilities in Florida. See ECF No. 574.</i> 				
<i>Supervisor Mark Earley (LWV)</i>	Christina Ford John Freedman (if necessary)	Ex. 139* Ex. 148* Ex. 149* Ex. 150* Ex. 151 Ex. 154* Ex. 157* Ex. 158* Ex. 159* Ex. 160* Ex. 271 Ex. 747* Ex. 874 Ex. 1130	Mo Jazil	Ex. 139 Ex. 141 Ex. 142 Ex. 143 Ex. 144 Ex. 145 Ex. 146 Ex. 147 Ex. 148 Ex. 149 Ex. 150 Ex. 151 Ex. 152 Ex. 153 Ex. 154 Ex. 155 Ex. 156 Ex. 157 Ex. 158 Ex. 159 Ex. 160 Ex. 651

<ul style="list-style-type: none"> • <i>Topics designated by Plaintiffs include: Burdens from, effects of, and lack of justifications for the challenged provisions of SB90; legislative proceedings for SB90. See ECF No. 555.</i> 				
Faith Olivia Babis (NAACP)	Ellen Choi	None	Mo Jazil	Ex. 120
<ul style="list-style-type: none"> • <i>Topics designated by Plaintiffs include: Disability Rights Florida, its standing, SB90-related burdens and injuries, including burdens and injuries on Florida voters with disabilities. See ECF No. 574.</i> 				
Morgan Kousser (FRT)	Brenda Wright	Ex. 13* Ex. 21*	George Meros	Ex. 13 Ex. 79 Ex. 82 Ex. 83 Ex. 90 Ex. 207 Ex. 208 Ex. 209 Ex. 210 ECF No. 492-1 (5/28/20 Expert Report of Morgan Kousser in <i>Jones v. DeSantis</i> , Case No. 4:19-cv-300 (N.D. Fla.)) California Institute of Technology Archives Oral History Project – Morgan Kousser ¹ <i>Jones v. DeSantis</i> , 462 F. Supp. 3d 1196 (N.D. Fla. 2020) ECF No. 570-1 (3/13/20 Deposition Transcript of Morgan Kousser)

¹ Available at https://oralhistories.library.caltech.edu/304/1/Kousser_redacted%20version_final%20%282021%2C12.6%29.pdf

- *Topics designated by Plaintiffs include: Expert analyses and opinions regarding (1) whether certain provisions of Florida’s SB 90 were adopted with the intent, or had the effect, of discriminating against racial and ethnic minorities; (2) the history of racial discrimination in voting in Florida from the late 19th century through the present; (3) the evidence supporting or undermining the state’s proffered reasons for passing certain provisions of SB 90; and (4) the specific sequence of events leading up to the passage of SB 90 and other enactments and voting in Florida. See ECF No. 574.*

* *State-Level Defendants and Intervenor-Defendants have made objections to any exhibits marked with an asterisk.*

* * *

The above cross exhibits are those State-Level Defendants and Intervenor-Defendants reasonably expect may be used during cross-examination of Plaintiffs’ witnesses. State-Level Defendants and Intervenor-Defendants reserve the right to use additional exhibits for impeachment purposes or during cross examination if the witness’s testimony differs from the topics designated by Plaintiffs or from what is reasonably expected. Although State-Level Defendants and Intervenor-Defendants preserve their objections to certain of Plaintiffs’ exhibits, should any contested exhibits be admitted for direct examination, State-Level Defendants and Intervenor Defendants reserve the right to use those same exhibits during cross examination.

Dated: February 8, 2022

Respectfully submitted:

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National Republican Senatorial
Committee*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 8, 2022, a true and correct copy of the foregoing was filed via CM/ECF, which served a copy on all parties of record.

/s/ Amber Stoner Nunnally
Attorney

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