

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

JULIE CONTRERAS, et al.,

Plaintiffs,

v.

ILLINOIS STATE BOARD OF
ELECTIONS, et al.,

Defendants,

Case No. 21-cv-03139

and,

ANGELICA GUERRERO-CUELLAR in her
official capacity as Illinois State
Representative for the 22nd District and
Individually,

Petitioner/Defendant-Intervenor

**PLAINTIFFS' RESPONSE TO PETITIONER/DEFENDANT-INTERVENOR'S
AMENDED MOTION AND MEMORANDUM OF LAW TO INTERVENE
PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 24**

Angelica Guerrero-Cuellar (the “Representative”), an Illinois State Representative for the 22nd District of Illinois, seeks to intervene in this action as of right, by permission of the Court, or, alternatively, for the limited purpose and scope of submitting responses and objections, specific to the 22nd District, to Plaintiffs’ proposed revisions to the September Redistricting Plan. The Contreras plaintiffs do not oppose the Representative’s alternative, limited request for intervention.

Plaintiffs, however, note for the Court that the Representative, in attempts to argue that the Contreras Amended Complaint puts the interests of District 22 directly at issue, mischaracterized Plaintiffs’ claims throughout her motion. For example, the Representative’s motion states that “Plaintiffs challenge the 22nd District in seeking to change its boundaries” and “attack[] the change

of ‘nested house district’ compositions of Senate District 11 which includes the 22nd District.” Mot. to Intervene, Dkt. No. 126 (“Motion”) at 6. While Plaintiffs have challenged Senate District 11, which geographically encompasses House District 22, Plaintiffs have not challenged House District 22.

Similarly, the Representative points to a statement in Plaintiffs’ Amended Complaint that “district elections in the areas in and around House Districts 3, 4, 21, 24 and 39, and Senate Districts 2 and 11, are characterized by racially polarized voting.” Motion at 6 (citing Dkt. No. 98 at 99). The Representative explains that “[t]he 22nd District is ‘in and around’ the districts enumerated” and therefore the 22nd District is being challenged. Motion at 6. The Representative points to no express challenge of District 22 in the Contreras Amended Complaint and could not do so because none exists. While Plaintiffs seek changes that could result in changes to District 22, Plaintiffs do not challenge House District 22.

Despite these mischaracterizations, Plaintiffs do not oppose the Representative’s motion to intervene for the limited purpose and scope of submitting responses and objections, with respect only to the 22nd District but with respect to no other house or senate district in Plaintiffs’ proposed revisions to the September Redistricting Plan.

Dated: November 5, 2021

/s/ Julie Bauer

Julie A. Bauer (no. 6191271)
Nathan R. Gilbert (no. 6326946)
WINSTON & STRAWN LLP
35 W. Wacker Dr.
Chicago, IL 60601
Tel: (312) 558-8907
Email: JBauer@winston.com
Email: NRGilbert@winston.com

Respectfully submitted,

/s/ Griselda Vega Samuel

Griselda Vega Samuel (no. 6284538)
Francisco Fernandez del Castillo
(no. 6337137)
MEXICAN AMERICAN LEGAL DEFENSE AND
EDUCATIONAL FUND
11 E. Adams St., Suite 700
Chicago, IL 60603
Telephone: (312) 427-0701
Facsimile: (312) 588-0782
Email: gvegasamuel@maldef.org
Email: ffernandez-delcastillo@maldef.org

Thomas A. Saenz (*pro hac vice*)
CA State Bar No. 24005046
Ernest Herrera (*pro hac vice*)
CA State Bar No. 335032
Denise Hulett
CA State Bar No. 121553
MEXICAN AMERICAN LEGAL DEFENSE AND
EDUCATIONAL FUND
643 S. Spring St., 11th Fl.
Los Angeles, CA 90014
Telephone: (213) 629-2512
Email: tsaenz@maldef.org
Email: eherrera@maldef.org
Email: dhulett@MALDEF.org

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on November 5, 2021, a copy of the above Plaintiffs' Response To Petitioner/Defendant-Intervenor's Amended Motion And Memorandum Of Law To Intervene Pursuant To Federal Rule Of Civil Procedure 24 was filed electronically in compliance with Local Rule 5.9. All other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing.

/s/ Griselda Vega Samuel
Attorney for Plaintiffs

RETRIEVED FROM DEMOCRACYDOCKET.COM