

**IN THE SUPREME COURT OF OHIO**

**LEAGUE OF WOMEN VOTERS OF OHIO, et al.,** :  
 :  
 Petitioners, :  
 :  
 v. :  
 :  
 **OHIO REDISTRICTING COMMISSION, et al.,** : *[Apportionment Case]*  
 :  
 Respondents. :

---

**BRIA BENNETT, et al.,** :  
 :  
 Petitioners, :  
 :  
 v. :  
 :  
 **OHIO REDISTRICTING COMMISSION, et al.,** : *[Apportionment Case]*  
 :  
 Respondents. :

---

**OHIO ORGANIZING COLLABORATIVE, et al.,** :  
 :  
 Petitioners, :  
 :  
 v. :  
 :  
 **OHIO REDISTRICTING COMMISSION, et al.,** : *[Apportionment Case]*  
 :  
 Respondents. :

---

**AUDITOR OF STATE KEITH FABER'S RESPONSE TO SHOW CAUSE**

---

Brodi J. Conover (0092082)  
*Counsel of Record*  
BRICKER & ECKLER LLP  
2 East Mulberry Street  
Lebanon, Ohio 45036  
Phone: (513) 670-6693  
Fax: (513) 670-0999  
bconover@bricker.com

Anne Marie Sferra (0030855)  
BRICKER & ECKLER LLP  
100 South Third Street  
Columbus, Ohio 43215  
Phone: (614) 227-2300  
Fax: (614) 227-2390  
asferra@bricker.com

*Counsel for Respondent*  
*Auditor of State Keith Faber*

RETRIEVED FROM DEMOCRACYDOCKET.COM

<b>LEAGUE OF WOMEN VOTERS OF OHIO, et al.,</b>	:	
	:	Case No. 2021-1193
Petitioners,	:	
	:	Original Action pursuant to
<b>v.</b>	:	Ohio Constitution, Article XI
	:	
<b>OHIO REDISTRICTING COMMISSION, et al.,</b>	:	<i>[Apportionment Case]</i>
	:	
Respondents.	:	

Freda J. Levenson (0045916)  
*Counsel of Record*  
 ACLU of Ohio Foundation, Inc.  
 4506 Chester Avenue  
 Cleveland, Ohio 44103  
 Phone: (614) 586-1972  
 flevenson@acluohio.org

David J. Carey (0088787)  
 ACLU of Ohio Foundation, Inc.  
 1108 City Park Avenue, Suite 203  
 Columbus, Ohio 43206  
 Phone: (614) 586-1972  
 dcarey@acluohio.org

Alora Thomas (PHV-22010)  
 Julie A. Ebenstein (PHV-25423)  
 American Civil Liberties Union  
 125 Broad Street  
 New York, New York 10004  
 Phone: (212) 519-7866  
 athomas@aclu.org

Robert D. Fram (PHV-25414)  
 Donald Brown (PHV-25480)  
 David Denuyl (PHV-25452)  
 Joshua Gonzalez (PHV-25424)  
 Juliana Goldrosen (PHV-25193)  
 COVINGTON & BURLING LLP  
 Salesforce Tower  
 415 Mission Street, Suite 5400  
 San Francisco, California 94105  
 Phone: (415) 591-6000  
 rfram@cov.com

Attorney General Dave Yost (0056290)  
 Julie M. Pfeiffer (0069762)  
*Counsel of Record*  
 Michael A. Walton (0092201)  
 Assistant Attorneys General  
 Michael J. Hendershot (0081842)  
 Deputy Solicitor  
 Constitutional Offices Section  
 30 East Broad Street, 16th Floor  
 Columbus, Ohio 43215  
 Phone: (614) 466-2872  
 Fax: (614) 728-7592  
 julie.pfeiffer@ohioago.gov  
 michael.walton@ohioago.gov  
 michael.hendershot@ohioago.gov

*Counsel for Respondent*  
 Secretary of State Frank LaRose

Phillip J. Strach (PHV-25444)  
 Thomas A. Farr (PHV-25461)  
 John E. Branch, III (PHV-25460)  
 Alyssa M. Riggins (PHV-25441)  
 Greg McGuire (PHV-25483)  
 NELSON MULLINS RILEY & SCARBOROUGH  
 4140 Parklake Avenue, Suite 200  
 Raleigh, North Carolina 27612  
 Phone: (919) 329-3812  
 phil.strach@nelsonmullins.com  
 tom.farr@nelsonmullins.com  
 john.branch@nelsonmullins.com  
 alyssa.riggins@nelsonmullins.com  
 greg.mcguire@nelsonmullins.com

Alexander Thomson (PHV-25462)  
COVINGTON & BURLING LLP  
One CityCenter  
850 Tenth Street, NW  
Washington, D.C. 20001  
Phone: (202) 662-5425  
ajthomson@cov.com

Anupam Sharma (PHV-25418)  
Yale Fu (PHV-25419)  
COVINGTON & BURLING LLP  
3000 El Camino Real  
5 Palo Alto Square, 10th Floor  
Palo Alto, California 94306  
asharma@cov.com

*Counsel for Petitioners*

C. Benjamin Cooper (0093103)  
Charles H. Cooper, Jr. (0037295)  
Chelsea C. Weaver (0096850)  
COOPER & ELLIOTT LLC  
305 West Nationwide Boulevard  
Columbus, Ohio 43215  
Phone: (614) 481-6000  
benc@cooperelliott.com

*Counsel for Respondents*  
*Senator Vernon Sykes and*  
*House Minority Leader Allison Russo*

W. Stuart Dornette (0002955)  
Beth A. Bryan (0082076)  
Philip D. Williamson (0097174)  
TAFT STETTINUS & HOLLISTER LLP  
425 Walnut Street, Suite 1800  
Cincinnati, Ohio 45202  
Phone: (513) 381-2838  
dornette@taftlaw.com  
bryan@taftlaw.com  
pwilliamson@taftlaw.com

*Counsel for Respondents*  
*Senator Robert McColley and*  
*Representative Jeffrey LaRe*

John W. Zeiger (0010707)  
Marion H. Little, Jr. (0042679)  
Christopher J. Hogan (0079829)  
ZEIGER, TIGGES & LITTLE LLP  
3500 Huntington Center  
41 South High Street  
Columbus, Ohio 43215  
Phone: (614) 365-9900  
Fax: (614) 365-7900  
zeiger@litohio.com  
little@litohio.com

*Counsel for Respondent*  
*Governor Mike DeWine*

Erik J. Clark (0078732)  
Ashley Merino (0096853)  
ORGAN LAW LLP  
1330 Dublin Road  
Columbus, Ohio 43215  
Phone: (614) 481-0900  
ejclark@organlegal.com  
amerino@organlegal.com

*Counsel for Respondent*  
*The Ohio Redistricting Commission*

<b>BRIA BENNETT, et al.,</b>	:	
	:	Case No. 2021-1198
Petitioners,	:	
	:	Original Action pursuant to
<b>v.</b>	:	Ohio Constitution, Article XI
	:	
<b>OHIO REDISTRICTING COMMISSION, et al.,</b>	:	<i>[Apportionment Case]</i>
	:	
Respondents.	:	

Abha Khanna (PHV-2189)  
Ben Stafford (PHV 25433)  
ELIAS LAW GROUP LLP  
1700 Seventh Avenue, Suite 2100  
Seattle, Washington 98101  
Phone: (206) 656-0176  
Fax: (206) 656-0180  
akhanna@elias.law  
bstafford@elias.law

Jyoti Jasrasaria (PHV-25401)  
Spencer W. Klein (PHV-25432)  
Harleen K. Gambhir (PHV forthcoming)  
Raisa M. Cramer (PHV forthcoming)  
ELIAS LAW GROUP LLP  
10 G Street, NE Suite 600  
Washington, D.C. 20002  
Phone: (202) 968-4490  
jjasrasaria@elias.law  
sklein@elias.law  
hgambhir@elias.law  
rcramer@elias.law

Donald J. McTigue (0022849)  
*Counsel of Record*  
Derek S. Clinger (0092075)  
MCTIGUE COLOMBO & CLINGER LLC  
545 East Town Street  
Columbus, Ohio 43215  
Phone: (614) 263-7000  
dmctigue@electionlawgroup.com  
dclinger@electionlawgroup.com

*Counsel for Petitioners*

Attorney General Dave Yost (0056290)  
Julie M. Pfeiffer (0069762)  
*Counsel of Record*  
Michael A. Walton (0092201)  
Assistant Attorneys General  
Michael J. Hendershot (0081842)  
Deputy Solicitor  
Constitutional Offices Section  
30 East Broad Street, 16th Floor  
Columbus, Ohio 43215  
Phone: (614) 466-2872  
Fax: (614) 728-7592  
julie.pfeiffer@ohioago.gov  
michael.walton@ohioago.gov  
michael.hendershot@ohioago.gov

*Counsel for Respondent*  
Secretary of State Frank LaRose

Phillip J. Strach (PHV-25444)  
Thomas A. Farr (PHV-25461)  
John E. Branch, III (PHV-25460)  
Alyssa M. Riggins (PHV-25441)  
Greg McGuire (PHV-25483)  
NELSON MULLINS RILEY & SCARBOROUGH  
4140 Parklake Avenue, Suite 200  
Raleigh, North Carolina 27612  
Phone: (919) 329-3812  
phil.strach@nelsonmullins.com  
tom.farr@nelsonmullins.com  
john.branch@nelsonmullins.com  
alyssa.riggins@nelsonmullins.com  
greg.mcguire@nelsonmullins.com

C. Benjamin Cooper (0093103)  
Charles H. Cooper, Jr. (0037295)  
Chelsea C. Weaver (0096850)  
COOPER & ELLIOTT LLC  
305 West Nationwide Boulevard  
Columbus, Ohio 43215  
Phone: (614) 481-6000  
benc@cooperelliott.com

*Counsel for Respondents*  
*Senator Vernon Sykes and*  
*House Minority Leader Allison Russo*

W. Stuart Dornette (0002955)  
Beth A. Bryan (0082076)  
Philip D. Williamson (0097174)  
TAFT STETTINUS & HOLLISTER LLP  
425 Walnut Street, Suite 1800  
Cincinnati, Ohio 45202  
Phone: (513) 381-2838  
dornette@taftlaw.com  
bryan@taftlaw.com  
pwilliamson@taftlaw.com

*Counsel for Respondents*  
*Senator Robert McColley and*  
*Representative Jeffrey LaRe*

John W. Zeiger (0010707)  
Marion H. Little, Jr. (0042679)  
Christopher J. Hogan (0079829)  
ZEIGER, TIGGES & LITTLE LLP  
3500 Huntington Center  
41 South High Street  
Columbus, Ohio 43215  
Phone: (614) 365-9900  
Fax: (614) 365-7900  
zeiger@litohio.com  
little@litohio.com

*Counsel for Respondent*  
*Governor Mike DeWine*

Erik J. Clark (0078732)  
Ashley Merino (0096853)  
ORGAN LAW LLP  
1330 Dublin Road  
Columbus, Ohio 43215  
Phone: (614) 481-0900  
ejclark@organlegal.com  
amerino@organlegal.com

*Counsel for Respondent*  
*The Ohio Redistricting Commission*

<b>OHIO ORGANIZING COLLABORATIVE, et al.,</b>	:	
	:	Case No. 2021-1210
Petitioners,	:	
	:	Original Action pursuant to
<b>v.</b>	:	Ohio Constitution, Article XI
	:	
<b>OHIO REDISTRICTING COMMISSION, et al.,</b>	:	<i>[Apportionment Case]</i>
	:	
Respondents.	:	

Alicia L. Bannon (PHV-25409)  
 Yurij Rudensky (PHV-25422)  
 Michael Li (PHV-25430)  
 Ethan Herenstein (PHV-25429)  
 Brennan Center of Justice  
 at NYU School of Law  
 120 Broadway, Suite 1750  
 New York, New York 10271  
 Phone: (646) 292-8310  
 alicia.bannon@nyu.edu

Peter M. Ellis (0070264)  
*Counsel of Record*  
 M. Patrick Yingling (PHV-10145)  
 REED SMITH LLP  
 10 South Wacker Drive, 40th Floor  
 Chicago, Illinois 60606  
 Phone: (312) 207-1000  
 pellis@reedsmith.com

Ben R. Fliegel (PHV-25411)  
 REED SMITH LLP  
 355 South Grand Avenue, Suite 2900  
 Los Angeles, Ohio 90071  
 Phone: (213) 457-8000  
 bfliegel@reedsmith.com

Brad A. Funari (PHV-3139)  
 Danielle L. Stewart (0084086)  
 REED SMITH LLP  
 225 Fifth Avenue  
 Pittsburgh, Pennsylvania 15222  
 Phone: (412) 288-4583  
 bunfari@reedsmith.com  
 dstewart@reedsmith.com

Attorney General Dave Yost (0056290)  
 Julie M. Pfeiffer (0069762)  
*Counsel of Record*  
 Michael A. Walton (0092201)  
 Assistant Attorneys General  
 Michael J. Hendershot (0081842)  
 Deputy Solicitor  
 Constitutional Offices Section  
 30 East Broad Street, 16th Floor  
 Columbus, Ohio 43215  
 Phone: (614) 466-2872  
 Fax: (614) 728-7592  
 julie.pfeiffer@ohioago.gov  
 michael.walton@ohioago.gov  
 michael.hendershot@ohioago.gov

*Counsel for Respondent*  
 Secretary of State Frank LaRose

Phillip J. Strach (PHV-25444)  
 Thomas A. Farr (PHV-25461)  
 John E. Branch, III (PHV-25460)  
 Alyssa M. Riggins (PHV-25441)  
 Greg McGuire (PHV-25483)  
 NELSON MULLINS RILEY & SCARBOROUGH  
 4140 Parklake Avenue, Suite 200  
 Raleigh, North Carolina 27612  
 Phone: (919) 329-3812  
 phil.strach@nelsonmullins.com  
 tom.farr@nelsonmullins.com  
 john.branch@nelsonmullins.com  
 alyssa.riggins@nelsonmullins.com  
 greg.mcguire@nelsonmullins.com

Brian A. Sutherland (PHV-25406)  
REED SMITH LLP  
101 Second Street, Suite 1800  
San Francisco, California 94105  
Phone: (415) 543-8700  
bsutherland@reedsmith.com

*Counsel for Petitioners*

C. Benjamin Cooper (0093103)  
Charles H. Cooper, Jr. (0037295)  
Chelsea C. Weaver (0096850)  
COOPER & ELLIOTT LLC  
305 West Nationwide Boulevard  
Columbus, Ohio 43215  
Phone: (614) 481-6000  
benc@cooperelliott.com

*Counsel for Respondents*  
*Senator Vernon Sykes and*  
*House Minority Leader Allison Russo*

W. Stuart Dornette (0002955)  
Beth A. Bryan (0082076)  
Philip D. Williamson (0097174)  
TAFT STETTINUS & HOLLISTER LLP  
425 Walnut Street, Suite 1800  
Cincinnati, Ohio 45202  
Phone: (513) 381-2838  
dornette@taftlaw.com  
bryan@taftlaw.com  
pwilliamson@taftlaw.com

*Counsel for Respondents*  
*Senator Robert McColley and*  
*Representative Jeffrey LaRe*

John W. Zeiger (0010707)  
Marion H. Little, Jr. (0042679)  
Christopher J. Hogan (0079829)  
ZEIGER, TIGGES & LITTLE LLP  
3500 Huntington Center  
41 South High Street  
Columbus, Ohio 43215  
Phone: (614) 365-9900  
Fax: (614) 365-7900  
zeiger@litohio.com  
little@litohio.com

*Counsel for Respondent*  
*Governor Mike DeWine*

Erik J. Clark (0078732)  
Ashley Merino (0096853)  
ORGAN LAW LLP  
1330 Dublin Road  
Columbus, Ohio 43215  
Phone: (614) 481-0900  
ejclark@organlegal.com  
amerino@organlegal.com

*Counsel for Respondent*  
*The Ohio Redistricting Commission*



Captioned otherwise, Petitioners again filed show-cause motions asking the Court to require the Ohio Redistricting Commission and its individual members to file a written statement and appear before the Court to explain why Respondents did not comply with the Court’s May 25 Order in *League of Women Voters of Ohio v. Ohio Redistricting Comm.*, Case No. 2021-1193, *Bennett v. Ohio Redistricting Comm.*, Case No. 2021-1198, and *Ohio Organizing Collaborative v. Ohio Redistricting Comm.*, Case No. 2021-1210, Slip Opinion No. 2022-Ohio-1727 (“*LWV V*”). The Court is well aware of the facts and the law surrounding this case and governing consideration of these show-cause motions. In the interest of brevity, Auditor of State Keith Faber points to his prior responses filed with the Court.

Auditor Faber is but one member of the seven-member Ohio Redistricting Commission. Acting alone he cannot compel the Commission to take any action; instead, it requires at least three other members to act with him. Over the last few months, Auditor Faber has routinely taken proactive steps to help the Commission comply with the Court’s various orders—including its most recent May 25 Order. And again, Petitioners have not and cannot satisfy their burden to show that Auditor Faber should be held in contempt. The Court should reject the invitation to hold the Auditor of State—a duly elected constitutional officeholder and constitutionally assigned member of the Ohio Redistricting Commission—in contempt.

**I. The Court’s May 25 Order and What Has Transpired Since.**

The facts of what happened since the Court’s May 25 decision are not in dispute. This Court issued its decision in *LWV V* on May 25, 2022. Like it had previously, the Court “order[ed] the commission to be reconstituted, to convene, and to draft and adopt an entirely new General Assembly-district plan that meets the requirements of the Ohio Constitution, including Article XI, Sections 6(A) and 6(B).” *Id.* at ¶ 5. The Court gave the Commission until the morning of June 3

to file a General Assembly-district plan with the Secretary of State and until noon to file the plan with the Court. *Id.* at ¶ 6. As it had with prior plans, Petitioners were given an opportunity to file objections to the map and Respondents had an opportunity to file a response. *Id.* at ¶ 7. And like in *LWV IV*, the Court allowed the Commission to seek an extension of time, for good cause, to file the General Assembly-district plan with the Secretary of State. *Id.* at ¶ 8.

In its May 25 decision, the Court also acknowledged that a three-judge federal court panel stated that if Ohio did not pass a new General Assembly-district plan that satisfied federal law by May 28, the federal court would order the primary election for General Assembly races to be moved to August 2 and order the use of the Third Plan that was previously adopted by the Commission on February 24. *Gonidakis v. LaRose*, S.D. Ohio No. 2:22-cv-0773, 2022 WL 1175617, \*2-3, 30. When no new map was passed and implemented prior to May 28, the federal court did, in fact, order that the Third Plan be implemented only for the 2022 election cycle. *Gonidakis v. LaRose*, S.D. Ohio No. 2:22-cv-0773, 2022 WL 1709146, \*1.

Auditor Faber took a number of proactive steps to comply with the Court's May 25 Order. Prior to the June 3 deadline, Auditor Faber reached out to each of the Commission members to urge them to reconvene in order to comply with the Court's May 25 Order. Auditor Faber instructed his staff to do the same with their counterparts. In addition, Auditor Faber suggested using the map he circulated prior to the re-adoption of the Third Plan as a starting point for the Commission. He also encouraged fellow Commission members to seek an extension from this Court. Ultimately, Auditor Faber could not convince three of his fellow Commission members to agree with him to do anything. As a single member of the Commission, there was nothing that the Auditor could have done on his own to force the Commission to act.

## **II. The Court cannot hold the Commission and its individual members in contempt.**

The law on this issue has been thoroughly briefed by all of the parties in previous motions that were rejected by the Court. Rather than entirely reproduce those arguments here, Auditor Faber reiterates three points.

*First*, the only way that the Ohio Redistricting Commission can act is for a majority of its seven members to approve any action. Ohio Constitution, Article XI, Section 1(B)(1). Auditor Faber is but a single member of the Commission and, therefore, cannot act on behalf of the Commission to draft and adopt a General Assembly-district plan.

*Second*, Auditor Faber was not individually ordered to do anything in the Court's May 25 Order. Even so, Auditor Faber took a number of proactive steps to comply with the May 25 Order. He asked each of his fellow Commission members to convene a meeting. He asked the Commission to consider the map he and his staff had drawn—which, in part, was based upon the independent map drawers' incomplete map—as a starting point. He asked his staff to work with their counterparts. He asked his fellow Commission members if the Commission could seek an extension as provided for in the May 25 Order. Auditor Faber was actively trying to get the Commission to comply with the Court's order.

*Third*, the Commission is its own constitutionally created entity and the Court cannot hold the Commission in contempt for failing to exercise its legislative duties in a way that the majority of this Court might desire. *See Toledo v. State*, 154 Ohio St.3d 41, 2018-Ohio-2358, 110 N.E.3d 1257, ¶ 27 (“The separation-of-powers doctrine therefore precludes the judiciary from asserting control over ‘the performance of duties that are purely legislative in character and over which such legislative bodies have exclusive control.’”). If the Court held the Commission and its individual

members in contempt, there would be significant separation-of-powers concerns that would have long-lasting effects across the State.

**III. The Ohio Constitution does not permit this Court to impose arbitrary deadlines and rules on the Ohio Redistricting Commission's duty to pass a General Assembly-district plan.**

In some form, Petitioners each argue that the Court has the authority to impose arbitrary deadlines and restrictions on *when* and *how* the Commission must enact a General Assembly-district plan. They largely rely upon the Court's inherent authority to manage its docket to further this argument. *See, e.g.*, Bennett Petitioners' Motion, at 1; League of Women Voters Petitioners' Motion, at 3-4; Ohio Organizing Collaborative Petitioners' Motion, at 1.

But as noted above, the Commission is its own constitutionally created branch of government that has solely been delegated by the Ohio Constitution with the legislative function of apportionment. *League of Women Voters of Ohio v. Ohio Redistricting Comm.*, Case No. 2021-1193, *Bennett v. Ohio Redistricting Comm.*, Case No. 2021-1198, and *Ohio Organizing Collaborative v. Ohio Redistricting Comm.*, Case No. 2021-1210, Slip Opinion No. 2022-Ohio-65, at ¶ 76, 79; *see also Wilson v. Kasich*, 134 Ohio St.3d 221, 2012-Ohio-5367, 981 N.E.2d 814, ¶ 18-24. The Commission is independent of the judiciary and must be afforded the same independence to discharge its duties as any other constitutionally created branch of government.

Petitioners overstate their argument by suggesting that the Court's ability to control *its docket* is equal to requiring a separate branch of government to carry out its constitutional duty in a certain fashion by a certain date. It is one thing to say that a motion must be filed within ten days; it is something else entirely to require the Commission to draft and adopt a General Assembly-district plan and file it with the Court within ten days. Nothing in Article XI authorizes the Court to control the mechanics of the Commission's adoption of a General Assembly-district plan.

Just the opposite is true. It is the plain language of Article XI, Section 9(B) itself that provides that in these circumstances “the commission shall be reconstituted *as provided in Section 1 of this article*, convene, and ascertain and determine a general assembly district plan \* \* \* .” (Emphasis added.) Article XI, Section 8 reinforces that it lies within the authority of the Commission itself that it “shall be reconstituted as provided in Section 1 of this article \* \* \* .” The authority to reconstitute and reconvene, then, is within the express, exclusive constitutional authority of the Commission—not this Court’s inherent authority or otherwise. Instead, the Court only has the authority to determine whether a General Assembly-district plan approved by the Commission complies with the requirements of the Ohio Constitution. Ohio Constitution, Article XI, Section 9. The Court has fulfilled that constitutional duty. There is nothing more for the Court to do until the Commission drafts and adopts another General Assembly-district plan to be used for the 2024 election cycle or longer and a challenge to that map is filed with the Court.

This Court previously acquiesced with allowing a two-year map for just this cycle when it permitted the Congressional races to go to the ballot in May. The Court did that because of the practical realities of the election calendar. Those same realities exist here and the Court should similarly allow the Third Plan to proceed for this two-year cycle. The federal panel already ordered that the Third Plan would be used in the primary election on August 2—a date previously set by the General Assembly for special elections—so that the deadlines and dates for the November general election would not be impacted. The Court cannot accept Petitioners’ argument that the Court use its inherent authority to manage its docket to overturn the federal three-judge panel. While the Commission certainly still has work to do in drafting and adopting a General Assembly-district plan that this Court finds constitutional, the federal court ruling has changed the

Commission's timeline. More importantly, there is simply no immediate need to pass new maps before the November 2022 election without the risk of creating further voter confusion.

**IV. Conclusion.**

In addition to the arguments raised here, Auditor of State Keith Faber points to the prior responses that he has filed that more thoroughly explain why the Court cannot and should not hold him or the Ohio Redistricting Commission in contempt. For all of these reasons, Auditor Faber respectfully requests that the Court deny Petitioners' show-cause motions.

Respectfully submitted,

/s/ Brodi J. Conover

Brodi Conover (0092082)

BRICKER & ECKLER LLP

2 East Mulberry Street

Lebanon, OH 45036

Phone: (513) 870-6693

bconover@bricker.com

Anne Marie Sferra (0030855)

BRICKER & ECKLER LLP

100 South Third Street

Columbus, Ohio 43215

Phone: (614) 227-2300

asferra@bricker.com

*Counsel for Respondent*

*Auditor of State Keith Faber*

**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing was sent email transmission this 17th day of June, 2022 to the following:

Freda J. Levenson  
ACLU of Ohio Foundation, Inc.  
flevenson@acluohio.org

David J. Carey  
ACLU of Ohio Foundation, Inc.  
dcarey@acluohio.org

Alora Thomas  
Julie A. Ebenstein  
American Civil Liberties Union  
athomas@aclu.org

Robert D. Fram  
Donald Brown  
David Denuyl  
Joshua Gonzalez  
Juliana Goldrosen  
COVINGTON & BURLING LLP  
rfram@cov.com

Alexander Thomson  
COVINGTON & BURLING LLP  
ajthomson@cov.com

Anupam Sharma  
Yale Fu  
COVINGTON & BURLING LLP  
asharma@cov.com

*Counsel for LWV Petitioners*

Julie M. Pfeiffer  
Michael A. Walton  
Michael J. Hendershot  
julie.pfeiffer@ohioago.gov  
michael.walton@ohioago.gov  
michael.hendershot@ohioago.gov

*Counsel for Respondent  
Secretary of State Frank LaRose*

Phillip J. Strach  
Thomas A. Farr  
John E. Branch, III  
Alyssa M. Riggins  
Greg McGuire  
NELSON MULLINS RILEY & SCARBOROUGH  
phil.strach@nelsonmullins.com  
tom.farr@nelsonmullins.com  
john.branch@nelsonmullins.com  
alyssa.riggins@nelsonmullins.com  
greg.mcguire@nelsonmullins.com

W. Stuart Dornette  
Beth A. Bryan  
Philip D. Williamson  
TAFT STETTINUS & HOLLISTER LLP  
dornette@taftlaw.com  
bryan@taftlaw.com  
pwilliamson@taftlaw.com

*Counsel for Respondents  
Senate President Matt Huffman and  
House Speaker Robert Cupp*

John W. Zeiger  
Marion H. Little, Jr.  
ZEIGER, TIGGES & LITTLE LLP  
zeiger@litohio.com  
little@litohio.com

*Counsel for Respondent Governor DeWine*

Abha Khanna  
Ben Stafford  
ELIAS LAW GROUP LLP  
akhanna@elias.law  
bstafford@elias.law

Jyoti Jasrasaria  
Spencer W. Klein  
Harleen K. Gambhir  
Raisa M. Cramer  
ELIAS LAW GROUP LLP  
jjasrasaria@elias.law  
sklein@elias.law  
hgambhir@elias.law  
rcramer@elias.law

Donald J. McTigue  
Derek S. Clinger  
MCTIGUE COLOMBO & CLINGER LLC  
dmctigue@electionlawgroup.com  
dclinger@electionlawgroup.com

*Counsel for Bennett Petitioners*

Alicia L. Bannon  
Yurij Rudensky  
Michael Li  
Ethan Herenstein  
Brennan Center of Justice  
at NYU School of Law  
alicia.bannon@nyu.edu

Peter M. Ellis  
M. Patrick Yingling  
REED SMITH LLP  
pellis@reedsmith.com

Ben R. Fliegel  
REED SMITH LLP  
bfliegel@reedsmith.com

Brad A. Funari (PHV-3139)  
Danielle L. Stewart (0084086)  
REED SMITH LLP  
bunfari@reedsmith.com  
dstewart@reedsmith.com

Erik J. Clark  
Ashley Merino  
ORGAN LAW LLP  
ejclark@organlegal.com  
amerino@organlegal.com

*Counsel for Respondent  
The Ohio Redistricting Commission*

C. Benjamin Cooper  
Charles H. Cooper, Jr.  
Chelsea C. Weaver  
COOPER & ELLIOTT LLC  
benc@cooperelliott.com

*Counsel for Respondents  
Senator Vernon Sykes and  
House Minority Leader Allison Russo*



Brian A. Sutherland  
REED SMITH LLP  
bsutherland@reedsmith.com

*Counsel for OOC Petitioners*

*/s/ Brodi J. Conover*  
\_\_\_\_\_  
Brodi J. Conover (0092082)

RETRIEVED FROM DEMOCRACYDOCKET.COM