

## In the Supreme Court of Ohio

League of Women Voters of Ohio, et al.,	:	
	:	
Relators,	:	Case No. 2021-1193
	:	
v.	:	Original Action Pursuant to Ohio
	:	Const., Art. XI
Ohio Redistricting Commission, et al.,	:	
	:	Apportionment Case
Respondents.	:	
	:	
<hr/>		
Bria Bennett, et al.,	:	
	:	
Relators,	:	Case No. 2021-1198
	:	
v.	:	Original Action Pursuant to Ohio
	:	Const., Art. XI
Ohio Redistricting Commission, et al.,	:	
	:	Apportionment Case
Respondents.	:	
	:	
<hr/>		
Ohio Organizing Collaborative, et al.,	:	
	:	
Relators,	:	Case No. 2021-1210
	:	
v.	:	Original Action Pursuant to Ohio
	:	Const., Art. XI
Ohio Redistricting Commission, et al.,	:	
	:	Apportionment Case
Respondents.	:	
	:	

**OHIO SECRETARY OF STATE FRANK LAROSE'S COMBINED RESPONSE TO PETITIONERS' MOTION TO ENFORCE THE COURT'S MAY 25, 2022 ORDER AND REQUIRE RESPONDENTS TO EXPLAIN THEIR FAILURE TO COMPLY WITH SUCH ORDER, OOC PETITIONERS' JOINDER AND MOTION FOR AN ORDER DIRECTING RESPONDENTS TO APPEAR IN PERSON FOR A HEARING, AND PETITIONERS' MOTION FOR AN ORDER REQUIRING RESPONDENTS TO EXPLAIN THEIR FAILURE TO COMPLY WITH THE COURT'S MAY 25, 2022 ORDER**

David A. Lockshaw, Jr. (0082403)  
(COUNSEL OF RECORD)  
Terrence O'Donnell (0074213)  
Manuel D. Cardona (0098079)  
DICKINSON WRIGHT PLLC  
180 East Broad Street, Suite 3400  
Columbus, Ohio 43215  
(614) 744-2570  
(844) 670-6009 (Fax)  
[dlockshaw@dickinson-wright.com](mailto:dlockshaw@dickinson-wright.com)  
[todonnell@dickinson-wright.com](mailto:todonnell@dickinson-wright.com)  
[mcardona@dickinson-wright.com](mailto:mcardona@dickinson-wright.com)

*Counsel for Respondent*  
*Ohio Secretary of State Frank LaRose*

RETRIEVED FROM DEMOCRACYDOCKET.COM

League of Women Voters of Ohio, et al.,	:	
	:	
Relators,	:	Case No. 2021-1193
	:	
v.	:	Original Action Pursuant to Ohio
	:	Const., Art. XI
Ohio Redistricting Commission, et al.,	:	
	:	Apportionment Case
Respondents.	:	
	:	

---

COUNSEL FOR RELATORS:

*\*Not admitted in Ohio*

Freda J. Levenson (0045916)  
 ACLU OF OHIO FOUNDATION, INC.  
 4506 Chester Avenue  
 Cleveland, Ohio 44103  
 (614) 586-1972 x125  
[flevenson@acluohio.org](mailto:flevenson@acluohio.org)

David J. Carey (0088787)  
 ACLU OF OHIO FOUNDATION, INC.  
 1108 City Park Avenue, Suite 203  
 Columbus, Ohio 43206  
 (614) 586-1972 x2004  
[dcarey@acluohio.org](mailto:dcarey@acluohio.org)

Alora Thomas\*  
 Kelsey Miller\*  
 Julie A. Ebenstein\*  
 AMERICAN CIVIL LIBERTIES UNION  
 125 Broad Street  
 New York, New York 10004  
 (212) 519-7866  
[athomas@aclu.org](mailto:athomas@aclu.org)  
[jebenstein@aclu.org](mailto:jebenstein@aclu.org)

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

Megan Keenan (PHV-25410)  
 Alexander Thomson (PHV 25462-2022)  
 COVINGTON & BURLING, LLP  
 One City Center  
 850 Tenth Street, NW  
 Washington, District of Columbia 20001  
 (202) 662-5425  
 Fax: (202) 662-6291  
[mkeenana@cov.com](mailto:mkeenana@cov.com)  
[ajthomson@cov.com](mailto:ajthomson@cov.com)

RETRIEVED FROM DEMOCRACYDOCKET.COM

Yale Fu (PHV 25419-2022)  
James Hovard (PHV-25420)  
Anupam Sharma (PHV-25418)  
COVINGTON & BURLING, LLP  
3000 El Camino Real  
5 Palo Alto Square, 10th Floor  
Palo Alto, California 94306  
(650) 632-4700  
[yfu@cov.com](mailto:yfu@cov.com)  
[jhovard@cov.com](mailto:jhovard@cov.com)  
[asharma@cov.com](mailto:asharma@cov.com)

*Counsel for Respondents:*

Bridget C. Coontz (0072919)  
Julie M. Pfeiffer (0069762)  
Michael A. Walton (0092201)  
Assistant Attorneys General  
Constitutional Offices Section  
30 E. Broad Street, 16th Floor  
Columbus, Ohio 43215  
(614) 466-2872  
[bridget.coontz@ohioago.gov](mailto:bridget.coontz@ohioago.gov)

*Counsel for Respondents, Ohio Secretary of State LaRose, and Ohio Auditor Faber*

C. Benjamin Cooper (0093103)  
Charles H. Cooper, Jr. (0037295)  
Chelsea C. Weaver (0096850)  
Cooper Elliott  
305 West Nationwide Boulevard  
Columbus, OH 43215  
Tel: 614-481-6000  
Fax: 614- 481-6001  
[benc@cooperelliott.com](mailto:benc@cooperelliott.com)  
[chipc@cooperelliott.com](mailto:chipc@cooperelliott.com)  
[chelseaw@cooperelliott.com](mailto:chelseaw@cooperelliott.com)

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

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

*Counsel for Respondent Ohio Redistricting Commission*

Phillip J. Strach  
Thomas A. Farr  
John E. Branch, III  
Alyssa M. Riggins  
Greg McGuire (PHV-25483)  
NELSON MULLINS RILEY &  
SCARBOROUGH, LLP  
4140 Parklake Ave., Suite 200  
Raleigh, North Carolina 27612  
(919) 329-3812  
[phil.strach@nelsonmullins.com](mailto:phil.strach@nelsonmullins.com)  
[tom.farr@nelsonmullins.com](mailto:tom.farr@nelsonmullins.com)  
[john.branch@nelsonmullins.com](mailto:john.branch@nelsonmullins.com)  
[alyssa.riggins@nelsonmullins.com](mailto:alyssa.riggins@nelsonmullins.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  
(614) 365-9900  
(Fax) (614) 365-7900  
[zeiger@litohio.com](mailto:zeiger@litohio.com)  
[little@litohio.com](mailto:little@litohio.com)  
[hogan@litohio.com](mailto:hogan@litohio.com)

*Counsel for Respondent, Governor Mike DeWine*

Dave Yost  
Ohio Attorney General  
Bridget C. Coontz (0072919)  
Counsel of Record  
Julie M. Pfeiffer (0069762)  
Michael A. Walton (0092201)  
Assistant Attorneys General  
Jonathan D. Blanton (0070035)  
Deputy Attorney General  
Michael J. Hendershot (0081842)  
Deputy Solicitor  
Constitutional Offices Section  
30 E. Broad Street, 16th Floor  
Columbus, Ohio 43215  
(614) 466-2872  
[bridget.coontz@ohioago.gov](mailto:bridget.coontz@ohioago.gov)

*Counsel for Respondents Ohio Secretary of  
State LaRose and Ohio Auditor Faber*

W. Stuart Dornette (0002955)  
Beth A. Bryan (0082076)  
Philip D. Williamson (0097174)  
TAFT STETTINIUS & HOLLISTER LLP  
425 Walnut St., Suite 1800  
Cincinnati, OH 45202-3957  
T: (513) 381-2838  
[dornette@taftlaw.com](mailto:dornette@taftlaw.com)  
[bryan@taftlaw.com](mailto:bryan@taftlaw.com)  
[pwilliamson@taftlaw.com](mailto:pwilliamson@taftlaw.com)

*Counsel for Respondent Matt Huffman*

COUNSEL FOR AMICUS CURIAE:

Steven S. Kaufman (0016662)  
Dolores P. Garcia Prignitz (0085644)  
Sara S. Dorland (0095682)  
Ulmer & Berne  
1100 Skylight Office Tower  
1660 West Second Street  
Cleveland, Ohio 44113  
Tel: (216) 583-7000  
[skaufman@ulmer.com](mailto:skaufman@ulmer.com)  
[dgarcia@ulmer.com](mailto:dgarcia@ulmer.com)  
[sdorland@ulmer.com](mailto:sdorland@ulmer.com)

Robert N. Weiner (PHV 25521 Pending)  
Christopher Lamar (PHV 25519 Pending)  
Valencia Richardson (PHV 25517 Pending)  
Campaign Legal Center  
1101 14th Street NW, Suite 400  
Washington, DC 20005  
Tel: (202) 736-2200  
[rweiner@campaignlegalcenter.org](mailto:rweiner@campaignlegalcenter.org)  
[clamar@campaignlegalcenter.org](mailto:clamar@campaignlegalcenter.org)  
[vrichardson@campaignlegalcenter.org](mailto:vrichardson@campaignlegalcenter.org)

*Counsel for Amicus Curiae  
Campaign Legal Center*

Emily Smart Woerner, (0089349)  
Deputy City Solicitor  
Counsel of Record  
Shannon Price (100744)  
Assistant City Solicitor  
801 Plum Street, Room 214  
Cincinnati, Ohio 45202  
Tel: (513) 352-3309  
Fax: (513) 352-1515  
[emily.woerner@cincinnati-oh.gov](mailto:emily.woerner@cincinnati-oh.gov)  
[shannon.price@cincinnati-oh.gov](mailto:shannon.price@cincinnati-oh.gov)

*Counsel for Amicus Curiae City of  
Cincinnati*

John M. Haseley (0063042)  
470 West Broad Street  
Columbus, Ohio 43215  
Tel: (614) 937-8872  
[haseley@goconnorlaw.com](mailto:haseley@goconnorlaw.com)

*Counsel for Amicus Curiae We Are Ohio*

Donald Carl Brey (0021965)  
Ryan C. Spitzer (0093515)  
Isaac Wiles & Burkholder, LLC  
Two Miranova Place, Suite 700  
Columbus, Ohio 43215  
Tel: (614) 221-2121  
[dbrey@isaacwiles.com](mailto:dbrey@isaacwiles.com)  
[rspitzer@isaacwiles.com](mailto:rspitzer@isaacwiles.com)  
*Counsel for Amicus Curiae Renew Ohio*

Subodh Chandra (0069233)  
Counsel of Record  
Donald Screen (0044070)  
The Chandra Law Firm LLC  
1265 West 6th Street Cleveland, Ohio 44113  
Tel: (216) 578-1700  
[subodh.chandra@chandraLaw.com](mailto:subodh.chandra@chandraLaw.com)  
[donald.screen@chandraLaw.com](mailto:donald.screen@chandraLaw.com)

Janette McCarthy Wallace (0066257)  
Anthony P. Ashton\*  
Anna Kathryn Barnes\*  
NAACP Office of the General Counsel  
4805 Mount Hope Dr. Baltimore, MD 21215  
Tel: (410) 580-577  
[jlouard@naacpnet.org](mailto:jlouard@naacpnet.org)  
[aashton@naacpnet.org](mailto:aashton@naacpnet.org)  
[abarnes@naacpnet.org](mailto:abarnes@naacpnet.org)

Jon Greenbaum\*  
Ezra Rosenberg\*  
Pooja Chaudhuri\*  
Lawyers' Committee for Civil Rights Under  
Law  
1500 K Street, N.W., Ste. 900  
Washington, D.C. 20005  
Tel: (202) 662-8600  
[jgreenbaum@lawyerscommittee.org](mailto:jgreenbaum@lawyerscommittee.org)  
[erosenberg@lawyerscommittee.org](mailto:erosenberg@lawyerscommittee.org)  
[pchaudhuri@lawyerscommittee.org](mailto:pchaudhuri@lawyerscommittee.org)

*Counsel for Amicus Curiae Ohio State  
Conference of The NAACP  
\*Not admitted to Ohio Bar*

Stephanie M. Chmiel (0087555)  
Counsel of Record  
Mary E. Csarny (0097682)  
Thompson Hine LLP  
41 S. High Street, Suite 1700  
Columbus, OH 43215  
Tel: (614) 469-3247  
Fax: (614) 469-3361  
[Stephanie.Chmiel@ThompsonHine.com](mailto:Stephanie.Chmiel@ThompsonHine.com)  
[Mary.Csarny@ThompsonHine.com](mailto:Mary.Csarny@ThompsonHine.com)

*Counsel for Amicus Curiae David Niven,  
Ph.D.*

Mark G. Kafantaris (0080392)  
625 City Park Avenue  
Columbus, OH 43206  
Tel: (614) 223-1444  
[mark@kafantaris.com](mailto:mark@kafantaris.com)

*Counsel for Amicus Curiae, CCD, Professor  
Ruth Colker and Professor Mark Brown*

Bria Bennett, et al.,	:	
	:	
Relators,	:	Case No. 2021-1198
	:	
v.	:	Original Action Pursuant to Ohio
	:	Const., Art. XI
Ohio Redistricting Commission, et al.,	:	
	:	Apportionment Case
Respondents.	:	
	:	

COUNSEL FOR RELATORS:

Donald J. McTigue (0022849)  
 Counsel of Record  
 Derek S. Clinger (0092075)  
 McTigue & Colombo LLC  
[dmctigue@electionlawgroup.com](mailto:dmctigue@electionlawgroup.com)  
[dclinger@electionlawgroup.com](mailto:dclinger@electionlawgroup.com)

Abha Khanna (PHV-2189)  
 William B. Strafford (PHV-25433)  
 Elias Law Group  
 1700 Seventh Ave., Ste. 2100  
 Seattle, WA 98101  
 Tel: (206) 656-0716  
[akhanna@elias.law](mailto:akhanna@elias.law)  
[bstrafford@elias.law](mailto:bstrafford@elias.law)

Aria C. Branch (PHV-25435)  
 Jyoti Jasrasaria (PHV-25401)  
 Spencer W. Klein (PHV-25432)  
 Elias Law Group  
 10 G Street NC, Suite 600  
 Washington, DC 20002  
 Tel: (202) 968-449  
[abbranch@elias.law](mailto:abbranch@elias.law)  
[jjasrasaria@elias.law](mailto:jjasrasaria@elias.law)  
[sklein@eliasllaw](mailto:sklein@eliasllaw)

COUNSEL FOR RESPONDENTS:

W. Stuart Dornette (0002955)  
 Beth A. Bryan (0082076)  
 Philip D. Williamson (0097174)  
 TAFT STETTINIUS & HOLLISTER LLP  
 425 Walnut St., Suite 1800  
 Cincinnati, OH 45202-3957  
 T: (513) 381-2838

[dornette@taftlaw.com](mailto:dornette@taftlaw.com)  
[bryan@taftlaw.com](mailto:bryan@taftlaw.com)  
[pwilliamson@taftlaw.com](mailto:pwilliamson@taftlaw.com)

Phillip J. Strach (PHV-25444)  
 Thomas A. Farr (PHV-25461)  
 John E. Branch, III (PHV-5460)  
 Alyssa M. Riggins (PHV-25441)  
 Greg McGuire (PHV-25483)  
 NELSON MULLINS RILEY &  
 SCARBOROUGH, LLP  
 4140 Parklake Ave., Suite 200  
 Raleigh, North Carolina 27612  
 Tel: (919) 329-3812  
[phil.strach@nelsonmullins.com](mailto:phil.strach@nelsonmullins.com)  
[tom.farr@nelsonmullins.com](mailto:tom.farr@nelsonmullins.com)  
[john.branch@nelsonmullins.com](mailto:john.branch@nelsonmullins.com)  
[alyssa.riggins@nelsonmullins.com](mailto:alyssa.riggins@nelsonmullins.com)  
[greg.mcguire@nelsonmullins.com](mailto:greg.mcguire@nelsonmullins.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  
(614) 365-9900  
(Fax) (614) 365-7900  
[zeiger@lito.io](mailto:zeiger@lito.io)  
[little@lito.io](mailto:little@lito.io)  
[hogan@lito.io](mailto:hogan@lito.io)

*Counsel for Respondent,  
Governor Mike DeWine*

Erik J. Clark (0078732)  
Ashley Merino (0096853)  
ORGAN LAW LLP  
1330 Dublin Road  
Columbus, OH 43215  
T: (614) 481-0900  
F: (614) 481-0904  
[ejclark@organlegal.com](mailto:ejclark@organlegal.com)  
[amerino@organlegal.com](mailto:amerino@organlegal.com)

*Counsel for Respondent Ohio Redistricting  
Commission*

C. Benjamin Cooper (0093103)  
Charles H. Cooper, Jr. (0037295)  
Chelsea C. Weaver (0096850)  
Cooper Elliott  
305 West Nationwide Boulevard  
Columbus, OH 43215  
Tel: 614-481-6000  
Fax: 614- 481-6001  
[benc@cooperelliott.com](mailto:benc@cooperelliott.com)  
[chipc@cooperelliott.com](mailto:chipc@cooperelliott.com)  
[chelseaw@cooperelliott.com](mailto:chelseaw@cooperelliott.com)

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

Bridget C. Coontz (0072919)  
Julie M. Pfeiffer (0069762)  
Michael Walton (0092201)  
OFFICE OF THE OHIO ATTORNEY  
GENERAL  
30 E. Broad Street, 16th Floor  
Columbus, OH 43215  
T: (614) 466-2872  
F: (614) 728-7592  
[Bridget.Coontz@OhioAGO.gov](mailto:Bridget.Coontz@OhioAGO.gov)  
[Julie.Pfeiffer@OhioAGO.gov](mailto:Julie.Pfeiffer@OhioAGO.gov)  
[Michael.Walton@OhioAGO.gov](mailto:Michael.Walton@OhioAGO.gov)

*Counsel for Respondents Ohio Secretary  
of State Frank LaRose, and Ohio Auditor  
Keith Faber*

Dave Yost  
Ohio Attorney General  
Bridget C. Coontz (0072919)  
Counsel of Record  
Julie M. Pfeiffer (0069762)  
Michael A. Walton (0092201)  
Assistant Attorneys General  
Jonathan D. Blanton (0070035)  
Deputy Attorney General  
Michael J. Hendershot (0081842)  
Deputy Solicitor  
Constitutional Offices Section  
30 E. Broad Street, 16th Floor  
Columbus, Ohio 43215  
(614) 466-2872  
[bridget.coontz@ohioago.gov](mailto:bridget.coontz@ohioago.gov)

*Counsel for Respondents Ohio Secretary of  
State LaRose and Ohio Auditor Faber*



COUNSEL FOR AMICUS CURIAE:

Emily Smart Woerner, (0089349)  
Deputy City Solicitor  
Counsel of Record  
Shannon Price (100744)  
Assistant City Solicitor  
801 Plum Street, Room 214  
Cincinnati, Ohio 45202  
Tel: (513) 352-3309  
Fax: (513) 352-1515  
[emily.woerner@cincinnati-oh.gov](mailto:emily.woerner@cincinnati-oh.gov)  
[shannon.price@cincinnati-oh.gov](mailto:shannon.price@cincinnati-oh.gov)

*Counsel for Amicus Curiae City of  
Cincinnati*

Stephanie M. Chmiel (0087555)  
Counsel of Record  
Mary E. Csarny (0097682)  
Thompson Hine LLP  
41 S. High Street, Suite 1700  
Columbus, OH 43215  
Tel: (614) 469-3247  
Fax: (614) 469-3361  
[Stephanie.Chmiel@ThompsonHine.com](mailto:Stephanie.Chmiel@ThompsonHine.com)  
[Mary.Csarny@ThompsonHine.com](mailto:Mary.Csarny@ThompsonHine.com)

*Counsel for Amicus Curiae David Niven,  
Ph.D.*

Mark G. Kafantaris (0080392)  
625 City Park Avenue  
Columbus, OH 43206  
Tel: (614) 223-1444  
[mark@kafantaris.com](mailto:mark@kafantaris.com)

*Counsel for Amicus Curiae, CCD, Professor  
Ruth Colker and Professor Mark Brown*

Donald Carl Brey (0021965)  
Ryan C. Spitzer (0093515)  
Isaac Wiles & Burkholder, LLC  
Two Miranova Place, Suite 700  
Columbus, Ohio 43215  
Tel: (614) 221-2121  
[dbrey@isaacwiles.com](mailto:dbrey@isaacwiles.com)  
[rspitzer@isaacwiles.com](mailto:rspitzer@isaacwiles.com)  
*Counsel for Amicus Curiae Renew Ohio*

---

Ohio Organizing Collaborative, et al.,	:	
	:	
Relators,	:	Case No. 2021-1210
	:	
v.	:	Original Action Pursuant to Ohio
	:	Const., Art. XI
Ohio Redistricting Commission, et al.,	:	
	:	Apportionment Case
Respondents.	:	

---

COUNSEL FOR RELATORS:

Alicia L. Bannon (PHV-25409-2021)  
 Yurij Rudensky (PHV-25422-2021)  
 Michael Li (PHV 25430-2021)\*  
 Ethan Herenstein (PHV 25429-2021)  
 Brennan Center for Justice at NYU School  
 of Law  
 120 Broadway, Suite 1750  
 New York, NY 10271  
 Tel: (646) 292-8310  
 Fax: (212) 463-7308  
[Alicia.bannon@nyu.edu](mailto:Alicia.bannon@nyu.edu)

Brad A. Funari (PHV 3139-2021)  
 Danielle L. Stewart (0084086)  
 Reed Smith Centre  
 Reed Smith LLP  
 225 Fifth Avenue  
 Pittsburgh, PA 15222  
 Tel: (412) 288-4583  
 Fax: (412) 288-3063  
[bfunari@reedsmith.com](mailto:bfunari@reedsmith.com)  
[dstewart@reedsmith.com](mailto:dstewart@reedsmith.com)

Peter M. Ellis (0070264)  
 Counsel of Record  
 M. Patrick Yingling (PHV 10145-2021)  
 Natalie R. Salazar  
 Reed Smith LLP  
 10 South Wacker Drive, 40<sup>th</sup> Floor  
 Chicago, IL 60606  
 Tel: (312) 207-1000  
 Fax: (312) 207-6500  
[pellis@reedsmith.com](mailto:pellis@reedsmith.com)

Brian A. Sutherland (PHV 26406-2021)  
 Reed Smith LLP  
 101 Second Street, Suite 1800  
 San Francisco, CA 94105  
 Tel: (415) 543-8700  
 Fax: (415) 391-8269  
[bsutherland@reedsith.com](mailto:bsutherland@reedsith.com)

Bren R. Fliegel (PHV-25411-2021)  
 Reed Smith LLP  
 355 South Grand Avenue, Suite 2900  
 Los Angeles, CA 90071  
 Tel: (213) 457-8000  
 Fax: (213) 457-8080  
[bfliegel@reedsmith.com](mailto:bfliegel@reedsmith.com)

COUNSEL FOR RESPONDENTS

W. Stuart Dornett (0002955)  
Beth A. Bryan (0082076)  
Philip D. Williamson (0097174)  
Taft Stettinius & Hollister LLP  
425 Walnut St., Suite 1800  
Cincinnati, Ohio 45202-3957  
Tel; 513-381-2838  
[dornette@taftlaw.com](mailto:dornette@taftlaw.com)  
[bryan@taftlaw.com](mailto:bryan@taftlaw.com)  
[pwilliamson@taftlaw.com](mailto:pwilliamson@taftlaw.com)

Phillip J. Strach (PHV-25444)  
Thomas A. Farr (PHV-25461)  
John E. Branch, III (PHV-5460)  
Alyssa M. Riggins (PHV-25441)  
Greg McGuire (PHV-25483)  
NELSON MULLINS RILEY &  
SCARBOROUGH, LLP  
4140 Parklake Ave., Suite 200  
Raleigh, North Carolina 27612  
Tel: (919) 329-3812  
[phil.strach@nelsonmullins.com](mailto:phil.strach@nelsonmullins.com)  
[tom.farr@nelsonmullins.com](mailto:tom.farr@nelsonmullins.com)  
[john.branch@nelsonmullins.com](mailto:john.branch@nelsonmullins.com)  
[alyssa.riggins@nelsonmullins.com](mailto:alyssa.riggins@nelsonmullins.com)  
[greg.mcguire@nelsonmullins.com](mailto:greg.mcguire@nelsonmullins.com)

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

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

*Counsel for Respondent Ohio Redistricting  
Commission*

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  
(614) 365-9900  
(Fax) (614) 365-7900  
[zeiger@litohio.com](mailto:zeiger@litohio.com)  
[little@litohio.com](mailto:little@litohio.com)  
[hogan@litohio.com](mailto:hogan@litohio.com)

*Counsel for Respondent,  
Governor Mike DeWine*

C. Benjamin Cooper (0093103)  
Charles H. Cooper, Jr. (0037295)  
Chelsea C. Weaver (0096850)  
Cooper Elliott  
305 West Nationwide Boulevard  
Columbus, OH 43215  
Tel: 614-481-6000  
Fax: 614- 481-6001  
[benc@cooperelliott.com](mailto:benc@cooperelliott.com)  
[chipc@cooperelliott.com](mailto:chipc@cooperelliott.com)  
[chelseaw@cooperelliott.com](mailto:chelseaw@cooperelliott.com)

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

Dave Yost  
Ohio Attorney General  
Bridget C. Coontz (0072919)  
Counsel of Record  
Julie M. Pfeiffer (0069762)  
Michael A. Walton (0092201)  
Assistant Attorneys General  
Jonathan D. Blanton (0070035)  
Deputy Attorney General  
Michael J. Hendershot (0081842)  
Deputy Solicitor  
Constitutional Offices Section  
30 E. Broad Street, 16th Floor  
Columbus, Ohio 43215

(614) 466-2872  
[bridget.coontz@ohioago.gov](mailto:bridget.coontz@ohioago.gov)

*Counsel for Respondents Ohio Secretary of  
State LaRose and Ohio Auditor Faber*

COUNSEL FOR AMICUS CURIAE:

Emily Smart Woerner, (0089349)  
Deputy City Solicitor  
Counsel of Record  
Shannon Price (100744)  
Assistant City Solicitor  
801 Plum Street, Room 214  
Cincinnati, Ohio 45202  
Tel: (513) 352-3309  
Fax: (513) 352-1515  
[emily.woerner@cincinnati-oh.gov](mailto:emily.woerner@cincinnati-oh.gov)  
[shannon.price@cincinnati-oh.gov](mailto:shannon.price@cincinnati-oh.gov)

*Counsel for Amicus Curiae City of  
Cincinnati*

Stephanie M. Chmiel (0087555)  
Counsel of Record  
Mary E. Csarny (0097682)  
Thompson Hine LLP  
41 S. High Street, Suite 1700  
Columbus, OH 43215  
Tel: (614) 469-3247  
Fax: (614) 469-3361  
[Stephanie.Chmiel@ThompsonHine.com](mailto:Stephanie.Chmiel@ThompsonHine.com)  
[Mary.Csarny@ThompsonHine.com](mailto:Mary.Csarny@ThompsonHine.com)

*Counsel for Amicus Curiae David Niven,  
Ph.D.*

Subodh Chandra (0069233)  
Donald Screen (0044070)  
Counsel of Record  
The Chandra Law Firm LLC  
1265 West 6th Street Cleveland, Ohio 44113  
Tel: (216) 578-1700  
[subodh.chandra@chandralaw.com](mailto:subodh.chandra@chandralaw.com)  
[donald.screen@chandralaw.com](mailto:donald.screen@chandralaw.com)

*Counsel for Amicus Curiae Ohio State  
Conference of The NAACP*

RETRIEVED FROM DEMOCRACYDOCKET.COM

## **I. INTRODUCTION**

Secretary of State Frank LaRose (“Secretary LaRose”) intends to be brief in this response. The issues raised pursuant to Petitioners’ latest round of Motions have already been exhaustively briefed in these cases and the relief they request is barred. Moreover, Secretary LaRose has not engaged in any contemptuous conduct and there is no basis to find him in contempt or order him to appear before this Court. That has been true throughout this litigation and remains true. Petitioners’ Motions lack merit and should be denied for the reasons set forth below and in Secretary LaRose’s prior briefs in this matter.

## **II. BACKGROUND**

### **A. INCORPORATION OF SECRETARY LAROSE’S PRIOR FILINGS**

As this Court is aware, the issues related to Petitioners’ most recent Motions have been extensively briefed in the above-captioned cases. Accordingly, Secretary LaRose incorporates herein by reference, as if fully rewritten, all of his prior filings and arguments in these cases.

### **B. BACKGROUND**

On May 5, 2022, the Commission resubmitted the Third Plan/Map 3 (*i.e.*, the plan adopted by the Commission on February 24, 2022) to this Court. In the prior briefing in these cases, Secretary LaRose and other members of the Commission have explained that Map 3 is a stop-gap measure for the 2022 elections and it is not possible to implement, for a primary election on August 2, 2022, a new General Assembly plan past April 20, 2022, based upon, *inter alia*, election deadlines and the absence of emergency legislation changing the statutory elections calendar. *See, e.g., Secretary LaRose’s Combined Response to Motions for Contempt filed 5/12/22.*

On May 25, 2022, this Court invalidated Map 3 and ordered the Commission to be reconstituted, to convene, and to draft and adopt an entirely new General Assembly district plan

and to file it with the Secretary of State and this Court by June 3, 2022. *League of Women Voters of Ohio v. Ohio Redistricting Comm.*, Slip Opinion No. 2022-Ohio-1727, ¶¶ 5-7. This Court also denied Petitioners' last round of motions related to alleged contempt.

On May 27, 2022, the court in *Gonidakis v. LaRose*, S.D. Ohio No. 2:22-cv-0773, 2022 WL 1175617 (Apr. 20, 2022) ("*Gonidakis*") ordered the implementation of Map 3 for the 2022 elections. The following day, Secretary LaRose issued a Directive to the county Boards of Elections regarding the implementation of Map 3 for 2022 and holding primary elections on August 2, 2022 in accordance with the *Gonidakis* decision and his statutory duty to administer Ohio elections. *Exhibit A* (Directive 2022-34).

In the midst of and immediately after the foregoing, minority members of the Commission, Senator Sykes and Representative Russo, asked the Commission to reconvene and reengage mapmakers to draw new General Assembly plans. See *League of Women Voters of Ohio's Motion filed on 6/8/22*, Exhibits 2-3. The Commission's Co-Chair, Representative LaRe, responded that adopting a new map before the August 2 elections will sow confusion among Ohioans. *Id.* at Exhibit 1. He also communicated the view that, under Section 5 of Article XI of the Ohio Constitution, now that a map is in place for the 2022 elections, it is not possible to draw a new General Assembly district plan until the results of the November elections are known. *Id.* On June 3, 2022, Secretary LaRose communicated to the members of the Commission his concurrence with Representative LaRe's assessment that there is no immediate need to draw new districts that will not apply to this year's elections, and Secretary LaRose further stated, *inter alia*:

I acknowledge the Court's authority to review and, if necessary, invalidate a General Assembly district plan, and I recognize the need to reconvene the Ohio Redistricting Commission for the purpose of adopting a new plan for use in future statewide elections. The timeline for doing so will be established by the Commission, according to the co-equal authority granted to it by the Ohio Constitution.

*Id.* at Exhibit 5.

The Commission did not file a new General Assembly district plan with the Secretary of State and this Court on June 3, 2022, and Petitioners' latest round of Motions followed on June 7 and June 8, 2022.

### III. LAW & ARGUMENT

#### A. THERE ARE NO GROUNDS TO FIND SECRETARY LAROSE IN CONTEMPT OR ORDER HIM TO APPEAR BEFORE THIS COURT

As has been true throughout this dispute, Secretary LaRose has not engaged in any contemptuous conduct. There are no grounds to find him in contempt or order him to appear before this Court pursuant to Petitioners' Motions. The Motions should be denied for the reasons established in the prior briefing and below.

##### i. **The Separation of Powers Doctrine prohibits this Court from controlling the manner in which the Commission adopts a General Assembly district plan and prohibits this Court from holding a hearing requiring the Commission to explain itself for not adopting a plan by June 3**

Petitioners' demands for relief essentially ask this Court to compel the Commission to enact legislation and/or explain why it did not enact legislation in the manner provided by this Court. *See League of Women Voters of Ohio's Motion filed 6/8/22*, p. 9; *Bennett Petitioners' Motion filed 6/7/22*, pp. 3-4; *OOC Petitioners' Motion filed 6/8/22*, p. 6. This Court ordering such relief is prohibited by the Separation of Powers Doctrine.

Judicial power is conferred upon the courts of Ohio by Article IV, Section 1 of the Ohio Constitution. "It is emphatically the province and duty of the judicial department to say what the law is." *Adams v. DeWine*, \_\_\_ Ohio St.3d \_\_\_, 2022-Ohio-89, \_\_\_ N.E.3d \_\_\_, quoting *Marbury v. Madison*, 5 U.S. 137, 177, 2 L.Ed. 60 (1803). The courts cannot tell the legislature what the law should be or dictate how the General Assembly should carry out its constitutional duties. *State ex*

*rel. Jones v. Ohio State House of Representatives*, Slip Opinion No. 2022-Ohio-1909, ¶ 10. “It is a fundamental principle of the separation of powers that ‘the legislative branch [of government] is the “ultimate arbiter of public policy.”” *Id.*, quoting *Gabbard v. Madison Local School Dist. Bd. of Edn.*, 165 Ohio St.3d 390, 2021-Ohio-2067, 179 N.E.3d 1169, ¶ 39. “As such, the General Assembly has the power to enact, amend, and repeal statutes, Ohio Constitution, Article II, and ‘[t]his lawmaking prerogative cannot be delegated to or encroached upon by the other branches of government[.]’” *Id.* at ¶ 7, quoting *Toledo v. State*, 154 Ohio St.3d 41, 2018-Ohio-2358, 110 N.E.3d 1257, ¶ 26.

This Court’s recent decision in *State ex rel. Jones, supra*, is instructive. In *Jones*, the relators sought similar relief and this Court dismissed the case based upon separation of powers. The relators in *Jones* alleged Ohioans were subjected to ongoing violations of Article I, Section 21(A) of the Ohio Constitution due to, *inter alia*, being forced to wear medical devices. *State ex rel. Jones* at ¶ 2. The relators asked this Court to issue a writ of mandamus compelling the House of Representatives respondents to defend Article I, Section 21 “against any passage of legislation which may possibly conflate, obfuscate or otherwise subvert the clarity of rights conveyed by” Article I, Section 21. *Id.* at ¶ 3. In reviewing the relators request for relief, this Court explained that it interpreted the request as one to compel the House respondents to enact legislation prohibiting the practices to which relators object or as a request to prohibit them from enacting legislation that would conflict with Article I, Section 21. *Id.* at ¶ 6. This Court found it had no jurisdiction to grant the requested relief under either scenario:

A writ of mandamus will not issue to a legislative body or its officers to require the performance of duties that are purely legislative in character and over which such legislative bodies have exclusive control. In other words, we have no jurisdiction to order the General Assembly to enact a specific piece of legislation....



Under the same theory, we also have no jurisdiction to preemptively order the General Assembly *not* to enact legislation because the separation-of-powers doctrine precludes courts from enjoining the General Assembly from exercising its legislative power to enact laws....

For similar reasons, we may not order the General Assembly to compel the attorney general to perform his duties in a certain fashion. The attorney general is an independently elected executive-branch official. We express no opinion as to the scope of the General Assembly's authority to control how the attorney general performs his duties, except to say that if the General Assembly were to impose restraints on an executive-branch official, it would have to do so through the passage of legislation. And the separation-of-powers doctrine precludes us from telling the General Assembly what legislation it should enact.

*Id.* at ¶¶ 8-9, 11 (quotations and citations omitted); *Wilson v. Kasich*, 134 Ohio St.3d 221, 2012-Ohio-5367, 981 N.E.2d 814, ¶ 20 (“Article XI was enacted to permit the apportionment board to perform the duty... to apportion seats in the General Assembly. In effect, the apportionment board is performing what was previously a legislative function. [D]istricting and apportionment are legislative tasks in the first instance[.] Not only do enactments that carry the force of law traditionally originate in the legislature, but the process of redistricting is itself traditionally viewed as a legislative task[.]”) (quotations and citations omitted).

In this case, there have arguably already been separation-of-powers infringements by way of this Court dictating deadlines for adopting and filing new General Assembly district plans. Petitioners now ask this Court to impermissibly take matters a step further in that direction by requiring members of the Commission, an entity with co-equal governmental authority, to appear and establish why they did not enact legislation in a manner directed by this Court. *See, e.g., League of Women Voters of Ohio's Motion filed 6/8/22*, p. 9; *Bennett Petitioners' Motion filed 6/7/22*, pp. 3-4; *OOC Petitioners' Motion filed 6/8/22*, p. 6. This Court should follow its analysis in *State ex rel. Jones, supra*, and again hold that Ohio's Constitution does not empower it to

interject itself in such a way in the legislative process. Even Chief Justice O'Connor's concurring opinion in this Court's May 25, 2022 decision recognizes constraints on the role of this Court:

...Indeed, if Article XI of the Ohio Constitution allowed for this court to have a seat at the commission's table, perhaps we would not be where we are today.... But as we have recognized, this court's role in remedying the issue of an unconstitutional map is limited by Article XI, Section 9(D) of the Ohio Constitution, which provides:

- (1) No court shall order, in any circumstance, the implementation or enforcement of any general assembly district plan that has not been approved by the commission in the manner prescribed by this article.
- (2) No court shall order the commission to adopt a particular general assembly district plan or to draw a particular district.

*League of Women Voters of Ohio v. Ohio Redistricting Comm.*, Slip Opinion No. 2022-Ohio-1727 ¶ 14; *id.* at ¶ 20 (“The remedy... must be to craft a resolution... by those with the authority to do so—the commission and the legislature”); *State ex rel. Jones*, 2022-Ohio-1909 at ¶ 10 (“[T]he courts cannot tell the legislature what the law *should be* or dictate how the General Assembly should carry out its constitutional responsibilities”); *Wilson*, 134 Ohio St.3d 221 at ¶ 20 (“[D]istricting and apportionment are legislative tasks”).

Based upon separation-of-powers, this Court simply cannot grant Petitioners' requested relief. Furthermore, the *Gonidakis* court ordered Map 3 to be implemented for the 2022 elections and Secretary LaRose is duty-bound to administer the election, accordingly. While Petitioners may not like the stop-gap outcome for 2022, that does not provide them an avenue to have this Court force the enactment of a new plan. *Supra*; Constitution, Art. XI, § 9(D); *see, e.g., State ex rel. Grendell v. Davidson*, 86 Ohio St.3d 629, 633, 716 N.E.2d 704 (1999) (denying a writ of mandamus because the Separation-of-Powers Doctrine prohibits a court from directing the legislature to perform duties that were “purely legislative in character”). Petitioners' Motions fail and should be denied.

**ii. Legislative immunity prohibits a finding for contempt**

Legislative immunity strictly prohibits this Court from finding Secretary LaRose in contempt. *See Bennett Petitioners' Motion filed 6/7/22*, p. 4 (suggesting “the Court has additional tools... including finding the Commission and... individual Respondents in contempt”). Absolute legislative immunity attaches to all actions taken in the sphere of legitimate legislative activity, including the Commission members’ actions pertaining to adopting General Assembly district plans. *Bogan v. Scott-Harris*, 523 U.S. 44, 54, 118 S.Ct. 966, 140 L.Ed.2d 79 (1998); *Hicksville v. Blakeslee*, 103 Ohio St. 508, 517 (1921) (explaining “[t]hat legislative officers are not liable personally for their legislative acts is so elementary, so fundamentally sound, and has been so universally accepted, that but few cases can be found where the doctrine has been questioned and judicially declared.”) It is also not this Court’s role to inquire into Secretary LaRose’s motives as only one member of the Commission that can only act by majority vote. Constitution, Art. XI, § 1(B)(1); *Tenney v. Brandhove*, 341 U.S. 367, 377, 71 S.Ct. 783, 95 L.Ed. 1019 (1951) (“The privilege would be of little value if [Commission members] could be subjected to the cost and inconvenience and distractions of a trial upon a conclusion of the pleader, or to the hazard of a judgment against them based upon a jury’s speculation as to motives.”); *see State ex rel. Kittel v. Bigelow*, 138 Ohio St. 497, 502 (1941) (“[i]t is not within the judicial province to nullify a statute or ordinance merely because of the alleged impropriety or mistaken beliefs underlying the legislators’ reasons for enacting it.”). Accordingly, legislative immunity applies and protects Secretary LaRose, and Petitioners’ Motions fail.

**iii. Secretary LaRose cannot be held individually liable for the action of the Commission and he cannot be required to speak on behalf of the Commission**

The Commission is a constitutionally defined legislative body and only acts with regard to adopting maps by majority vote. Constitution, Art. XI, § 1(B)(1). Secretary LaRose is but one

member of the Commission who cannot exert unilateral control over the actions of the Commission. Accordingly, and pursuant to his legislative immunity discussed above, Secretary LaRose cannot and should not be brought before this Court to individually explain his conduct as a Commission member. (Notably also, unlike the other members of the Commission, Secretary LaRose is the State's chief election officer who is legally and duty bound to administer timely and trustworthy elections no matter what the Commission does as a whole.) This Court has consistently recognized the distinction between obligations of individual commissioners and the Commission itself by directing its orders to the Commission and not individual members. *See, e.g., 5/25/22 Orders*. Therefore, Petitioners' request that this Court order individual members of the Commission, including Secretary LaRose, to appear in person and explain the basis for their legislative conduct has no merit, and Secretary LaRose cannot be held individually liable for the conduct of the Commission in any event. Accordingly, the Motions fail and should be denied.

**iv. The impossibility defense still applies**

It is impossible to implement a new General Assembly district plan for the 2022 elections. As previously agreed by Petitioners, Ohio is past the point where it can implement a brand new plan and still meet 2022 election deadlines. *See, e.g., Gonidakis*, p. 2 (“[T]he so-called ‘drop dead’ date of April 20. That is when every party to this litigation agrees a map would have to be in place for the state to conduct a primary that both complies with state election law and allows for an orderly general election in November”). Passing a new General Assembly district plan is also impossible because Section 5 of Article XI prohibits passing a new plan until the results of November elections are known. *See Art. XI, § 5*. Consequently, the impossibility defense negates the relief sought by Petitioners and bars a finding of contempt against Secretary LaRose. *See State*

*ex rel. Johns v. Board of County Comm'rs*, 29 Ohio St. 2d 6, 8, 278 N.E.2d 19 (1972); *Topletz v. Skinner*, 7 F.4th 284, 295-96 (5th Cir. 2021).

#### IV. CONCLUSION

In accordance with the foregoing, and for the reasons previously briefed by Secretary LaRose, Petitioners' Motions should be denied.

Respectfully submitted,

/s/ David A. Lockshaw, Jr.

David A. Lockshaw, Jr. (0082403)

Terrence O'Donnell (0074213)

Manuel D. Cardona (0098079)

DICKINSON WRIGHT PLLC

180 East Broad Street, Suite 3400

Columbus, Ohio 43215

(614) 744-2570

(844) 670-6009 (Fax)

[dlockshaw@dickinson-wright.com](mailto:dlockshaw@dickinson-wright.com)

[tdonnell@dickinson-wright.com](mailto:tdonnell@dickinson-wright.com)

[mcardona@dickinson-wright.com](mailto:mcardona@dickinson-wright.com)

*Counsel for Respondent*

*Ohio Secretary of State Frank LaRose*

#### CERTIFICATE OF SERVICE

I certify that on June 17, 2022, a copy of the foregoing was served via email on the following:

Freda J. Levenson, Esq.  
[flevenson@acluohio.org](mailto:flevenson@acluohio.org)

David J. Carey, Esq.  
[dcarey@acluohio.org](mailto:dcarey@acluohio.org)

Alora Thomas, Esq.  
Julie A. Ebenstein, Esq.  
[athomas@aclu.org](mailto:athomas@aclu.org)

Anupam Sharma, Esq.  
Yale Fu, Esq.  
[asharma@cov.com](mailto:asharma@cov.com)

Robert D. Fram, Esq.  
Donald Brown, Esq.  
David Denuyl, Esq.  
Joshua González, Esq.  
Juliana Goldrosen, Esq.  
[rfram@cov.com](mailto:rfram@cov.com)

Abha Khanna, Esq.  
Ben Stafford, Esq.  
[akhanna@elias.law](mailto:akhanna@elias.law)  
[bstafford@elias.law](mailto:bstafford@elias.law)

Jyoti Jasrasaria, Esq.  
Spencer W. Klein, Esq.  
[jjasrasaria@elias.law](mailto:jjasrasaria@elias.law)  
[sklein@elias.law](mailto:sklein@elias.law)

Donald J. McTigue, Esq.  
Derek S. Clinger, Esq.  
[dmctigue@electionlawgroup.com](mailto:dmctigue@electionlawgroup.com)  
[dclinger@electionlawgroup.com](mailto:dclinger@electionlawgroup.com)

*Counsel for Petitioners*  
*Bria Bennett, et al.*

Alicia L. Bannon, Esq.  
Yurij Rudensky, Esq.  
Harry Black, Esq.  
[alicia.bannon@nyu.edu](mailto:alicia.bannon@nyu.edu)

Alex Thomson, Esq.  
[ajthomson@cov.com](mailto:ajthomson@cov.com)

*Counsel for Petitioners*  
*League of Women Voters of Ohio, et al.*

Bridget C. Coontz, Esq.  
Julie M. Pfeiffer, Esq.  
Michael A. Walton, Esq.  
Michael J. Hendershot, Esq.  
[bridget.coontz@ohioago.gov](mailto:bridget.coontz@ohioago.gov)  
[julie.pfeiffer@ohioago.gov](mailto:julie.pfeiffer@ohioago.gov)  
[michael.walton@ohioago.gov](mailto:michael.walton@ohioago.gov)  
[michael.hendershot@ohioago.gov](mailto:michael.hendershot@ohioago.gov)

*Counsel for Respondents*  
*Secretary of State Frank LaRose, and*  
*Auditor Keith Faber*

Erik J. Clark, Esq.  
Ashley Merino, Esq.  
[ejclark@organlegal.com](mailto:ejclark@organlegal.com)  
[amerino@organlegal.com](mailto:amerino@organlegal.com)

*Counsel for Respondent*  
*Ohio Redistricting Commission*

C. Benjamin Cooper  
Charles H. Cooper, Jr.  
Chelsea C. Weaver  
Cooper Elliott  
[benc@cooperelliott.com](mailto:benc@cooperelliott.com)  
[chipc@cooperelliott.com](mailto:chipc@cooperelliott.com)  
[chelseaw@cooperelliott.com](mailto:chelseaw@cooperelliott.com)

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

Emily Smart Woerner  
Shannon Price  
[emily.woerner@cincinnati-oh.gov](mailto:emily.woerner@cincinnati-oh.gov)  
[shannon.price@cincinnati-oh.gov](mailto:shannon.price@cincinnati-oh.gov)

*Counsel for Amicus Curiae City of*  
*Cincinnati*

Steven S. Kaufman  
Dolores P. Garcia Prignitz  
Sara S. Dorland  
[skaufman@ulmer.com](mailto:skaufman@ulmer.com)  
[dgarcia@ulmer.com](mailto:dgarcia@ulmer.com)  
[sdorland@ulmer.com](mailto:sdorland@ulmer.com)

Robert N. Weiner  
Christopher Lamar  
Valencia Richardson  
[rweiner@campaignlegalcenter.org](mailto:rweiner@campaignlegalcenter.org)

John M. Haseley  
[haseley@goconnorlaw.com](mailto:haseley@goconnorlaw.com)

*Counsel for Amicus Curiae We Are Ohio*

Stephanie M. Chmiel  
Counsel of Record  
Mary E. Csarny (0097682)  
[Stephanie.Chmiel@ThompsonHine.com](mailto:Stephanie.Chmiel@ThompsonHine.com)  
[Mary.Csarny@ThompsonHine.com](mailto:Mary.Csarny@ThompsonHine.com)

*Counsel for Amicus Curiae David Niven,  
Ph.D.*

Subodh Chandra  
Donald Screen  
[subodh.chandra@chandralaw.com](mailto:subodh.chandra@chandralaw.com)  
[donald.screen@chandralaw.com](mailto:donald.screen@chandralaw.com)

*Counsel for Amicus Curiae Ohio State  
Conference of The NAACP*

Peter M. Ellis, Esq.  
M. Patrick Yingling, Esq.  
[pellis@reedsmith.com](mailto:pellis@reedsmith.com)

Brad A. Funari, Esq.  
Danielle L. Stewart, Esq.  
Reed Smith Centre  
[bfunari@reedsmith.com](mailto:bfunari@reedsmith.com)  
[dstewart@reedsmith.com](mailto:dstewart@reedsmith.com)

Brian A. Sutherland, Esq.  
[bsutherland@reedsmith.com](mailto:bsutherland@reedsmith.com)  
Ben R. Fliegel, Esq.  
[bfliegel@reedsmith.com](mailto:bfliegel@reedsmith.com)

*Counsel for Petitioners  
The Ohio Organizing Collaborative, et al.*

Mark G. Kafantaris  
[mark@kafantaris.com](mailto:mark@kafantaris.com)

*Counsel for Amicus Curiae, CCD,  
Professor Ruth Colker and Professor  
Mark Brown*

W. Stuart Dornette, Esq.  
Beth A. Bryan, Esq.  
Philip D. Williamson, Esq.  
[dornette@taftlaw.com](mailto:dornette@taftlaw.com)  
[bryan@taftlaw.com](mailto:bryan@taftlaw.com)  
[pwilliamson@taftlaw.com](mailto:pwilliamson@taftlaw.com)

John W. Zeiger  
Marion H. Little, Jr.  
Christopher J. Hogan  
[zeiger@litohio.com](mailto:zeiger@litohio.com)  
[little@litohio.com](mailto:little@litohio.com)  
[hogan@litohio.com](mailto:hogan@litohio.com)

*Counsel for Respondent  
Governor Mike DeWine*

Phillip J. Strach, Esq.  
Thomas A. Farr, Esq.  
John E. Branch, III, Esq.  
Alyssa M. Riggins, Esq.  
Greg McGuire (PHV 25483)  
[phil.strach@nelsonmullins.com](mailto:phil.strach@nelsonmullins.com)  
[tom.farr@nelsonmullins.com](mailto:tom.farr@nelsonmullins.com)  
[john.branch@nelsonmullins.com](mailto:john.branch@nelsonmullins.com)  
[alyssa.riggins@nelsonmullins.com](mailto:alyssa.riggins@nelsonmullins.com)  
[greg.mcguire@nelsonmullins.com](mailto:greg.mcguire@nelsonmullins.com)

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

Donald Carl Brey  
Ryan C. Spitzer  
[dbrey@isaacwiles.com](mailto:dbrey@isaacwiles.com)  
[rspitzer@isaacwiles.com](mailto:rspitzer@isaacwiles.com)

*Counsel for Renew Ohio*

/s/ David A. Lockshaw, Jr.  
David A. Lockshaw, Jr. (0082403)