

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

LEAGUE OF UNITED LATIN AMERICAN
CITIZENS OF IOWA
Petitioner

VS.

ROBIN BATZ
IOWA VOTER REGISTRATION COMMISSION
PAUL PATE
SUE LLOYD BUENA VISTA COUNTY
AUDITOR
SCOTT RENEKER JEFFERSON COUNTY
AUDITOR
MONTGOMERY COUNTY AUDITOR JILL
OZUNA

Respondents

05771 CVCV062715

ORDER

The petitioner's motion to continue trial and to allow for a cross-motion for summary judgment is granted. Neither side (based on their statements at the hearing held on November 4, 2022) realistically believes that a trial will ultimately be necessary and that the disputed issues can more than likely be resolved through the summary judgment process. To the degree the petitioner believes that important data and factual information can be derived from the results of the 2022 general election being held today, it should be afforded the opportunity to marshall that information in order to provide a fully-developed record for those cross-motions.

Accordingly, the current trial date of January 17, 2023 will be continued. A trial setting conference will be held (as scheduled below) to obtain a new trial date, which shall be after July 1, 2023. The anticipated submission of the parties' cross-motions for summary judgment will be on the following schedule:

1. The parties shall have until February 1, 2023 in which to submit their cross-motions for summary judgment in final form, along with any supplemental supporting documentation or memoranda.
2. The parties shall have until March 1, 2023 in which to file their final resistances to the other's motion for summary judgment.
3. Any reply to a party's resistance shall be filed no later than March 15, 2023.

Hearing on the cross-motions for summary judgment shall be scheduled by separate order upon consultation with counsel to accommodate schedules.

The trial setting conference shall be held remotely through ZoomGov Meeting:
<https://iowacourts.zoomgov.com/j/1602239025?pwd=N3p6L2FDa1NTUG1oVkNzcjExaHM2dz09>
Meeting ID: 160 223 9025
Passcode: 962511
or dial by your location
+1 669 254 5252 US (San Jose)
+1 646 828 7666 US (New York)

Recording or rebroadcasting of a court proceeding held by video or telephone conference, including pictures, screenshots, or other visual or audio copying, is prohibited absent an expanded news media coverage order. Any violation may result in contempt of court or other sanctions. Please note judicial branch staff may be recording this proceeding.

Hearing is scheduled on 11/17/2022 at 10:30 AM at the Polk Co Courthouse, Crt Adm 1830, 500 Mulberry St, DSM, IA.

If you need assistance to participate in court due to a disability, call the disability coordinator at (515) 286-3394 or information at <https://www.iowacourts.gov/for-the-public/ada/>. Persons who are hearing or speech impaired may call Relay Iowa TTY (1-800-735-2942). **Disability coordinators cannot provide legal advice.**

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LULAC OF IOWA VS PAUL PATE ET AL
ORDER FOR CONTINUANCE

So Ordered

A handwritten signature in black ink, appearing to read "Michael D. Huppert", written over a horizontal line.

Michael D. Huppert, District Court Judge,
Fifth Judicial District of Iowa

Electronically signed on 2022-11-08 09:49:52

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