

**In The
Ohio Supreme Court**

LEAGUE OF WOMEN VOTERS OF OHIO, et al.,	:	
	:	
<i>Relators,</i>	:	Case No. 2021-1193
	:	
v.	:	Original Action Pursuant to
	:	Ohio Const., Art. XI
OHIO REDISTRICTING COMMISSION, et al.,	:	
	:	
<i>Respondents.</i>	:	

**GOVERNOR MIKE DEWINE’S, AUDITOR KEITH FABER’S, AND SECRETARY OF
STATE FRANK LAROSE’S RESPONSE TO RELATORS’ MOTION TO COMPEL**

For the reasons set forth in the Ohio Redistricting Commission’s *Motion to Dismiss, Motion to Stay, and Motion to Stay Discovery*, discovery should not be compelled in this case. This case should be dismissed in its entirety and discovery should be stayed pending the outcome of the *Motion to Dismiss*. In the alternative, this case should be stayed pending the outcome of *Adams, et al. v. DeWine, et al.* Ohio Sup. Ct. 2021-1428. This is especially true now that Relators are seeking to amend the Complaint in this case. Although the Ohio Redistricting Commission Respondents intend to oppose the amendment as futile and improper, the fact that Relators are now seeking to change this case underscores the need to stay discovery. The parties cannot engage in discovery when the Relators’ claims remain a moving target. Their *Motion to Compel* should be denied.

Regardless, if this Court does not stay this case Ohio Secretary of State Frank LaRose, in his capacity as Secretary of State, will agree to respond to provide Relators with the same discovery that is being provided to the *Adams* Relators by 5 p.m. Wednesday December 8, 2021.

Finally, in the event that the Respondents' *Motion to Dismiss* is granted, for the reasons set forth in the Governor DeWine's Auditor Faber's and Secretary of State LaRose's Response to Relators' Motion to Compel party-discovery previously served in this case should not be treated as a Civ. R. 45 subpoena. Relators' request to do so should be rejected.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on December 6, 2021, the foregoing *Governor Mike DeWine's, Auditor Keith Faber's, And Secretary Of State Frank LaRose's Response To Relators' Motion To Compel* was filed electronically. I further certify that a copy of the foregoing has been served via the electronic mail upon the following counsel for Relators.

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