

IN THE SUPREME COURT OF FLORIDA

BLACK VOTERS MATTER
CAPACITY BUILDING INSTITUTE,
INC., et al.,

Petitioners,

v.

CORD BYRD, in his official
capacity as Florida Secretary of
State, et al.,

Respondents.

Case No.: SC22-_____
L.T. No.: 1D22-1470
2022-ca-000666

**PETITIONERS' EMERGENCY MOTION TO EXPEDITE REVIEW
OF EMERGENCY PETITION FOR CONSTITUTIONAL WRIT**

Petitioners respectfully move the Court to expedite its review of this case and state:

1. In their Emergency Petition filed simultaneously with this motion, Petitioners seek emergency all writs relief in aid of this Court's jurisdiction to review a preliminary decision by the First District reinstating an automatic stay of the circuit court's order. Absent a stay issued by this Court pursuant to its all writs authority, the First District's order is certain to strip this Court of its ability to grant Petitioners and countless other Florida voters relief in time for the 2022 elections. By staying the trial court's order, the First

District's disrupted the status quo under which supervisors of elections were preparing to implement both the DeSantis Plan *and* the Remedial Plan, an administrative approach that would prepare the state for this Court's judgment. Now, supervisors are *only* preparing to implement the DeSantis Plan, needlessly jeopardizing this Court's ability to implement a remedy and prevent irreparable harm to its voters in the event it upholds the trial court's temporary injunction.

2. In light of Petitioners' waning window to access relief, Petitioners respectfully request that the Court expedite briefing and disposition in this matter. The parties have already briefed the legal issues before the First District, and those briefs are in the supplemental appendix submitted with the petition. Thus, an extremely abbreviated briefing schedule is appropriate. Petitioners propose that the Court order Respondents to show cause by 2:00 p.m. tomorrow, May 24, 2022, why the relief sought in the Emergency Petition should not be granted and order Petitioners to file a reply to Respondent's brief by 8:00 p.m., May 24, 2022. This schedule will allow the Court to the decide the issue expeditiously to ensure Petitioners retain their ability to obtain relief by the 2022 elections.

WHEREFORE, the Court should expedite briefing and disposition of this proceeding.

Dated: May 23, 2022

Respectfully submitted,

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CERTIFICATE OF COMPLIANCE

I certify under Florida Rule of Appellate Procedure 9.045 that this opposition brief is computer generated in 14-point Bookman Old Style.

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Counsel for Petitioners

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 23, 2022 I electronically filed the foregoing using the State of Florida ePortal Filing System, which will serve an electronic copy to counsel in the Service List below.

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