

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MISSOURI
CENTRAL DIVISION**

MISSOURI PROTECTION &)	
ADVOCACY SERVICES, et al.,)	
)	
Plaintiffs,)	
)	
v.)	Case No. 22cv4097
)	
JOHN R. ASHCROFT, et al.,)	
)	
Defendants.)	

**DEFENDANT BOONE COUNTY CLERK'S ANSWER
TO COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF**

Defendant Boone County Clerk Brianna Lennon (“Clerk”) respectfully submits the following Answer to the Complaint for Declaratory and Injunctive Relief:

1. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

2. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

3. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

4. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

5. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

6. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

7. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

8. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information

sufficient to form a belief about the truth of such allegations and therefore denies them.

9. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

10. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

11. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

12. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

13. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

14. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

JURISDICTION AND VENUE

15. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

16. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

17. Clerk admits that she and Defendants Ashcroft and the Kansas City Board of Election Commissioners conduct business in this District. Clerk lacks knowledge or information sufficient to form a belief about the truth of the remaining allegations in this paragraph and therefore denies them. The balance of this paragraph asserts legal conclusions to which no response is required.

18. Clerk admits that she is located in the Boone County, Missouri, and that Secretary of State Ashcroft is located in Cole County, Missouri. The balance of this paragraph asserts legal conclusions to which no response is required. To the

extent any other facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

PARTIES

19. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

20. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

21. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

22. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

23. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

24. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

25. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

26. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

27. Clerk admits that Defendant Ashcroft is the Secretary of State of Missouri. The balance of this paragraph asserts legal conclusions to which no response is required. To the extent any other facts are alleged, Clerk lacks

knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

28. Clerk admits that she serves the voters of Boone County, that Defendant Kansas City Board of Election Commissioners serves the voters of Kansas City within Jackson County, and that Defendant St. Louis County Board of Elections serves the voters of St. Louis County. The balance of this paragraph asserts legal conclusions to which no response is required.

29. The paragraph asserts legal conclusions to which no response is required.

30. Clerk admits the statement “[n]o one other than election judges or immediate family may assist more than one voter” appears in certain training materials of the Missouri Secretary of State Elections Division. To the extent any other facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

FACTS

31. Admitted.

32. This paragraph asserts legal conclusions to which no response is required.

33. Admitted.

34. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

35. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

36. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

37. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

38. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

39. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

40. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

41. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

42. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

43. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

44. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

45. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

46. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

47. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

48. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

RELEVANT LAW

49. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

50. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

51. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

52. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information

sufficient to form a belief about the truth of such allegations and therefore denies them.

53. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

54. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

55. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

56. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

**ORGANIZATIONAL ASSISTOR PLAINTIFF
ACTIVITIES AND HARMS**

57. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

58. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

59. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

60. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

61. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

62. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

63. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

64. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

65. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

66. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

67. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

68. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

69. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

70. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

71. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

72. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

73. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

74. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

75. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

76. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

77. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

78. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

79. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information

sufficient to form a belief about the truth of such allegations and therefore denies them.

80. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

81. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

82. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

83. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

84. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

85. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

86. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

87. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

88. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

89. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

**INDIVIDUAL ASSISTOR PLAINTIFF
ACTIVITIES AND HARMS**

90. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

91. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

92. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

93. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

94. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

95. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

96. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

97. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

98. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

99. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

100. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

VOTER PLAINTIFF HARMS

101. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

102. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

103. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

104. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

105. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

106. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

107. Clerk lacks knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph and therefore denies them.

108. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

Count I

109. Clerk incorporates by reference her responses to all previous paragraphs in the Complaint. To the extent any new facts are alleged in this paragraph, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

110. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

111. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information

sufficient to form a belief about the truth of such allegations and therefore denies them.

112. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

Count II

113. Clerk incorporates by reference her responses to all previous paragraphs in the Complaint. To the extent any new facts are alleged in this paragraph, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

114. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

115. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

116. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information

sufficient to form a belief about the truth of such allegations and therefore denies them.

117. This paragraph asserts legal conclusions to which no response is required. To the extent any facts are alleged, Clerk lacks knowledge or information sufficient to form a belief about the truth of such allegations and therefore denies them.

PRAYER FOR RELIEF

WHEREFORE, Clerk respectfully requests that this Court grant judgment in her favor and against Plaintiffs and award such other relief as the Court deems just and proper.

Respectfully Submitted.

TGH LITIGATION LLC

/s/ J. Andrew Hirth

J. Andrew Hirth

Missouri Bar No. 57807

28 N. 8th Street, Suite 317

Columbia, MO 65201

Andy@TGHLitigation.com

Phone: 573 256 2850

Fax: 573 213 2201

Counsel for Defendant Boone

County Clerk Brianna Lennon

CERTIFICATE OF SERVICE

I certify that the foregoing was filed via the Court's CM/ECF system on August 23, 2022, which served copies of same on all counsel of record.

/s/ J. Andrew Hirth

Attorney