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15  
16 **UNITED STATES DISTRICT COURT**  
17 **DISTRICT OF ARIZONA**

18 Democratic National Committee; Arizona  
Democratic Party,

19  
20 Plaintiffs,

21 v.

22 Katie Hobbs, *in her official capacity as Arizona*  
*Secretary of State*; Mark Brnovich, *in his official*  
23 *capacity as Arizona Attorney General*,

24 Defendants.

Case No. 2:22-cv-01369-SRB

PLAINTIFFS' UNOPPOSED  
MOTION TO CONSOLIDATE

25 Pursuant to Federal Rule of Civil Procedure 42(a) and Arizona Local Rule 42.1(b),  
26 Plaintiffs Democratic National Committee and the Arizona Democratic Party respectfully  
27 move to consolidate this action with *Mi Familia Vota v. Hobbs*, 2:22-cv-509-PHX-SRB, which  
28 has already been consolidated with *Living United for Change in Arizona v. Hobbs*, 2:22-cv-

1 519-PHX-SRB; *Poder Latinx v. Hobbs, et al.*, 2:22-cv-1003-PHX-SRB; and *United States*  
2 *v. Arizona*, 2:22-cv-1124-PHX-SRB, and is pending before this Court. Counsel for the  
3 Democratic National Committee and the Arizona Democratic Party have conferred with  
4 counsel in the consolidated cases, and no party opposes this motion.

5 Rule 42(a) provides district courts broad discretion to consolidate cases pending in  
6 the same district. *Invs. Rsch. Co. v. U.S. Dist. Ct. for Cen. Dist. Of Cal.*, 877 F.2d 777, 777  
7 (9th Cir. 1989). The consolidated cases and the instant case concern overlapping challenges  
8 to the same recently enacted Arizona election law, House Bill 2492 (“H.B. 2492”). The  
9 Democratic National Committee and Arizona Democratic Party allege in this case that  
10 House Bill 2492 violates the First and Fourteenth Amendment, as well as various provisions  
11 of the National Voter Registration Act of 1993 (NVRA), 52 U.S.C. § 20510, as well as  
12 Section 101 of the Civil Rights Act of 1964 (Section 101), 52 U.S.C. § 10101. Plaintiffs in  
13 the consolidated cases have similarly alleged that House Bill 2492 violates these laws. *See,*  
14 *e.g.*, *Mi Familia Vota Second Am. Compl.*, *Mi Familia Vota v. Hobbs*, No. 1:22-cv-509-  
15 PHX-SRB (D. Ariz. July 18, 2022), ECF No. 65 at ¶¶ 76-106; *United States Compl.*, *United*  
16 *States v. Arizona*, No. 2:22-cv-1124-PHX-SRB, ECF No. 1, at ¶¶ 62-71; *Living United For*  
17 *Change Am. Compl.*, *Living United for Change in Arizona v. Hobbs*, No. 2:22-cv-519-PHX-  
18 SRB, ECF No. 67 at ¶¶ 308-328, 342-62; *Poder Latinx Compl.*, *Poder Latinx v. Hobbs, et*  
19 *al.*, 2:22-cv-1003-PHX-SRB, ECF No. 1, at ¶¶ 62-97. These cases “involve [] common  
20 question[s] of law [and] fact,” and consolidation will promote efficiency and convenience  
21 without imposing undue prejudice on any party. The cases challenge the same law, are filed  
22 against the same parties, and adjudication of the claims in each will require overlapping  
23 discovery and briefing. Consolidation is accordingly appropriate. *See Fed. R. Civ. P. 42(b).*

24 For the reasons set forth above, the Democratic National Committee and Arizona  
25 Democratic Party respectfully request that this Court consolidate this matter with *Mi Familia*  
26 *Vota v. Hobbs*, 2:22-cv-509-PHX-SRB (D. Ariz).

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DATED this 23<sup>rd</sup> day of August, 2022.

PAPETTI SAMUELS WEISS MCKIRGAN LLP

/s/Jennifer Lee-Cota  
Bruce Samuels  
Jennifer Lee-Cota

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**CERTIFICATE OF SERVICE**

I hereby certify that on the 23<sup>rd</sup> day of August, 2022, I caused the foregoing to be filed and served electronically via the Court's CM/ECF system upon counsel of record. For parties whose counsel have not yet entered an appearance, copies of this motion have been served via electronic mail.

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