
IN THE UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

GREATER BIRMINGHAM MINISTRIES,

Plaintiff-Appellee

v.

SECRETARY OF STATE FOR THE STATE OF ALABAMA,

Defendant-Appellant

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

UNOPPOSED MOTION FOR THE UNITED STATES AS AMICUS CURIAE
TO PARTICIPATE IN ORAL ARGUMENT

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**CERTIFICATE OF INTERESTED PERSONS
AND CORPORATE DISCLOSURE STATEMENT**

In accordance with Eleventh Circuit Rules 26.1-1, 26.1-2, and 26.1-3, the United States as amicus curiae certifies that, in addition to those identified by plaintiff-appellant and defendant-appellee, the following persons may have an interest in the outcome of this case:

1. Bokath-Lindell, Noah B., U.S. Department of Justice, Civil Rights Division, counsel for the United States;
2. Calderon, Tovah R., U.S. Department of Justice, Civil Rights Division, counsel for the United States; and
3. Clarke, Kristen, U.S. Department of Justice, Civil Rights Division, counsel for the United States.

The United States is not aware of any publicly traded corporations or companies that have an interest in the outcome of this case or appeal.

s/ Noah B. Bokath-Lindell
NOAH B. BOKATH-LINDELL
Attorney

Date: September 25, 2023

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FOR THE ELEVENTH CIRCUIT

No. 22-13708

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Pursuant to Federal Rule of Appellate Procedure 29(a)(8), the United States respectfully seeks permission as amicus curiae to participate in oral argument in this appeal. In support of this motion, the United States provides as follows:

1. On March 20, 2023, the United States filed its brief as amicus curiae.
2. On September 14, 2023, this Court scheduled oral argument in this case for November 17, 2023, in Montgomery, Alabama.

3. This appeal concerns Section 8(i) of the National Voter Registration Act, 52 U.S.C. 20507(i). The United States, through the Attorney General, has a direct role in enforcing Section 8(i). 52 U.S.C. 20510(a).

4. Because of the federal government's interest in the proper interpretation of Section 8(i), the United States filed a brief as amicus curiae in support of plaintiff-appellee Greater Birmingham Ministries on two issues: (1) whether Section 8(i) mandates disclosure of records related to those denied registration or removed from the voter rolls due to felony convictions, and (2) whether Section 8(i) requires electronic release of electronic records where, as here, such release is needed to facilitate meaningful public disclosure. The United States has a strong interest in the resolution of this appeal and believes that its participation in oral argument will be helpful to the Court.

5. Counsel for plaintiff-appellee Greater Birmingham Ministries consents to the United States' request to participate in oral argument and has agreed to cede a portion of its argument time to the United States. Therefore, the United States' participation in oral argument will not affect the overall time allotted for this case.

6. Counsel for defendant-appellant Secretary of State for the State of Alabama consents to the United States' participation.

WHEREFORE, the United States respectfully requests that this Court grant it leave to participate as amicus curiae in oral argument in this appeal.

Respectfully submitted,

KRISTEN CLARKE
Assistant Attorney General

s/ Noah B. Bokar-Lindell
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CERTIFICATE OF COMPLIANCE

I certify that the attached MOTION FOR THE UNITED STATES AS AMICUS CURIAE TO PARTICIPATE IN ORAL ARGUMENT:

(1) complies with the type-volume limitation of Federal Rule of Appellate Procedure 27(d)(2)(A), because the motion, excluding the parts of the motion exempted by Federal Rule of Appellate Procedure 32(f), contains 303 words; and

(2) complies with the typeface and type-style requirements of Federal Rules of Appellate Procedure 27(d)(1)(E), 32(a)(5), and 32(a)(6) because it has been prepared in a proportionally spaced typeface using Microsoft Word for Microsoft 365, in 14-point Times New Roman font.

s/ Noah B. Bokat-Lindell
NOAH B. BOKAT-LINDELL
Attorney

Date: September 25, 2023

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