

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

PENNSYLVANIA STATE CONFERENCE OF  
THE NAACP, *et al.*,

*Plaintiffs,*

v.

LEIGH M. CHAPMAN, in her official capacity  
as Acting Secretary of the Commonwealth, *et  
al.*,

*Defendants.*

Case No. 1:22-cv-00339-  
SPB

**SUPPLEMENTAL STIPULATION**

Plaintiffs and the undersigned County Election Boards, by their undersigned counsel, hereby stipulate as follows:

1. The undersigned County Election Boards desire a prompt resolution of this case in order to have direction on how to properly proceed in future elections. Accordingly, while the undersigned County Election Boards neither admit nor deny the allegations of the Amended Complaint, the undersigned County Election Boards do not object to, and stipulate and agree to not contest or appeal, the declaratory and injunctive relief requested by Plaintiffs in this action. The forgoing does not prohibit the undersigned County Election Boards from joining an appeal of a decision of this Court denying Plaintiffs' requested declaratory and injunctive relief or from appealing a decision of the Court imposing sanctions on the undersigned County Election Boards.

2. In the absence of any further agreed-upon extension by Plaintiffs, the undersigned County Election Boards stipulate and agree: that they shall not unreasonably impede discovery in this action; that they will, by January 20, 2023, answer and respond fully and completely to the written interrogatories, document requests, and requests for admission served upon them by Plaintiffs on December 14, 2022, limiting objections to the extent reasonably possible to those concerning privilege; and that they will produce to Plaintiffs' counsel all requested non-privileged items and documents.

3. In exchange for the undersigned County Election Boards' stipulation and cooperation in discovery as stated in the other paragraphs of this Stipulation, Plaintiffs stipulate and agree: to forgo any claim for attorneys' fees and costs against only the undersigned County Election Boards; to refrain from seeking the entry of any default or seek any further response from the undersigned County Election Boards in this case; and to forgo any other relief in this case against the undersigned County Election Boards other than the injunctive and declaratory relief sought in Plaintiffs' Amended Complaint.

4. To the extent the deposition testimony or other sworn statement of the undersigned County Election Boards shall be reasonably necessary for evidentiary purposes, Plaintiffs and the undersigned County Election Boards stipulate and agree to reasonably cooperate with each other to provide such testimony or statement in the least burdensome manner.

Undersigned counsel for Plaintiffs represents that counsel for all other parties listed below consent to this Stipulation.

Dated: January 13, 2023

Respectfully submitted,

Ari J. Savitzky  
Megan C. Keenan  
Sophia Lin Lakin  
Adriel I. Cepeda Derieux  
AMERICAN CIVIL LIBERTIES UNION  
FOUNDATION  
125 Broad Street, 18<sup>th</sup> Floor  
New York, NY 10004  
Tel.: (212) 549-2500  
asavitzky@aclu.org  
mkeenana@aclu.org  
slakin@aclu.org  
acepedaderieux@aclu.org

David Newmann (PA 82401)  
Brittany Armour (PA 324455)  
HOGAN LOVELLS US LLP  
1735 Market Street, 23<sup>rd</sup> Floor  
Philadelphia, PA 19103  
Tel: (267) 675-4610  
david.newmann@hoganlovells.com  
brittany.armour@hoganlovells.com

/s/Stephen A. Loney, Jr.  
Witold J. Walczak (PA 62976)  
Richard T. Ting (PA 200438)  
AMERICAN CIVIL LIBERTIES UNION  
OF PENNSYLVANIA  
P.O. Box 23058  
Pittsburgh, PA 15222  
Tel: (412) 681-7736  
vwalczak@aclupa.org  
rting@aclupa.org

Marian K. Schneider (PA 50337)  
Stephen Loney (PA 202535)  
AMERICAN CIVIL LIBERTIES UNION  
OF PENNSYLVANIA  
P.O. Box 60173  
Philadelphia, PA 19102  
mschneider@aclupa.org  
sloney@aclupa.org

*Counsel for the Pennsylvania State  
Conference of the NAACP, League  
of Women Voters of Pennsylvania,  
Philadelphians Organized to  
Witness, Empower and Rebuild,  
Common Cause Pennsylvania,  
Black Political Empowerment  
Project, Make the Road  
Pennsylvania, Jean Terrizzi,  
Barry M. Seastead, Marjorie  
Boyle, Marlene G. Gutierrez,  
Deborah Diehl, Aynne Margaret  
Pleban Polinski, Joel Bencan, and  
Laurence M. Smith*

BRADFORD COUNTY BOARD OF  
ELECTIONS

Dated: January 13, 2023

/s/Jonathan P. Foster Jr.  
Jonathan P. Foster Jr., Esq.  
COUNTY OF BRADFORD  
303 South Keystone Ave.  
Sayre, PA 18840  
Tel: 570-888-1529  
Fax: 570-882-8005  
jonathan.jr@fosterslawfirm.com

CLEARFIELD COUNTY BOARD OF  
ELECTIONS

Dated: January 13, 2023

/s/Heather L. Bozovich  
Heather L. Bozovich, Esquire  
LAW OFFICE OF HEATHER L. BOZOVICH  
114 South 2<sup>nd</sup> Street  
Clearfield, PA 16830  
Heather@bozovichlaw.com  
Tel: (814) 290-0566  
Fax: (814) 290-0529

FAYETTE COUNTY BOARD OF  
ELECTIONS

Dated: January 13, 2023

/s/John M. Purcell  
John M. (Jack) Purcell, Esquire  
55 East Church Street, Suite 101  
Uniontown, PA 15401  
Tel: 724-437-2711  
Fax: 724-437-5760  
jackpurcell146@gmail.com

GREENE COUNTY BOARD OF  
ELECTIONS

Dated: January 13, 2023

/s/Robert Eugene Grimm  
Robert Eugene Grimm, Esquire  
SOLICITOR FOR GREENE COUNTY  
93 East High Street  
Third Floor Room 304  
County Office Building  
Waynesburg, PA 15370  
rgrimm@co.greene.pa.us  
Tel: 724-569-2819

LUZERNE COUNTY BOARD OF  
ELECTIONS

Dated: January 13, 2023

/s/Joseph M. Cosgrove  
Joseph M. Cosgrove  
SELINGO GUAGLIARDO LLC  
345 Market Street  
Kingston, PA 18704  
Tel: 570-287-2400  
jcosgrove@getyourselfagoodlawyer.com

MCKEAN COUNTY BOARD OF  
ELECTIONS

Dated: January 13, 2023

/s/Anthony V. Clarke  
Anthony V. Clarke  
THE CLARKE FIRM  
204 Bolivar Drive  
Bradford, PA 16701  
theclarkefirm@yahoo.com  
Tel: (814) 363-9990  
Fax: (814) 363-9993

WARREN COUNTY BOARD OF  
ELECTIONS

Dated: January 13, 2023

/s/Nathaniel J. Schmidt  
Nathaniel J. Schmidt, Esq.  
*Solicitor for Warren County*  
315 Second Avenue, Suite 704  
P. O. Box 746  
Warren, PA 16365  
contact@theschmidtlawfirm.com  
Tel: 814-723-8665  
Fax: 814-723-3413

WASHINGTON COUNTY BOARD OF  
ELECTIONS

Dated: January 13, 2023

/s/Jana P. Grimm  
Jana P. Grimm  
Lauren L. Mathews  
VORYS, SATER, SEYMOUR AND PEASE LLP  
500 Grant St., Ste. 4900  
Pittsburgh, PA 15219  
jpgrimm@vorys.com  
llmathews@vorys.com  
Tel: 412-904-7706

It is so ordered this \_\_\_ day of January, 2023

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United States District Judge

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