UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

Minnesota Voters Alliance; Mary Amlaw; Ken Wendling; Tim Kirk,

Plaintiffs,

vs.

Keith Ellison, in his official capacity as Attorney General; Brad Johnson in his Official capacity as Anoka County Attorney,

Defendants.

Court No.23-CV-02774 (NEB-TNL)

[PROPOSED] ORDER GRANTING PRELIMINARY INJUNCTION AND STAYING PROCEEDINGS

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This matter came before the Court on November 8, 2026, following the mandate of the Eighth Circuit. Based on that mandate and the parties' agreement, the Court makes the following:

ORDER

1. The Court's September 17, 2024 order dismissing counts II and IV of the amended complaint by plaintiffs the Minnesota Voters Alliance, Mary Amlaw, and Tim Kirk is VACATED.

2. The Court has dismissed the claims of plaintiff Ken Wendling. All counterclaims against Mr. Wendling are DISMISSED without prejudice. Hereinafter, "the plaintiffs" refers to the Minnesota Voters Alliance, Mary Amlaw, and Tim Kirk.

3. Defendants Keith Ellison, in his official capacity as Attorney General, and Brad Johnson, in his official capacity as Anoka County Attorney, are PRELIMINARILY

ENJOINED from taking any action against the plaintiffs or their members based on allegations that they have violated, are violating, or intend to violate Minn. Stat. § 211B.075 (including its vicarious liability and conspiracy provision in subdivision 4) by advancing or planning to advance the view that people with felony convictions who are on probation or supervised release may not legally vote in Minnesota elections.

4. Further proceedings in this matter are STAYED pending resolution of any certiorari petition regarding the Eighth Circuit's decision in this case. The parties shall notify the Court within one week of (1) the deadline for a petition for certiorari expiring if no party files a petition with the Supreme Court; or (2) the resolution of any certiorari petition by the Supreme Court.

5. Pursuant to the parties' stipulation of November 17, 2023, the plaintiffs shall answer or otherwise respond to the amended counterclaim within 21 days of the notice required by Paragraph 4.

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Dated:

BY THE COURT:

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Nancy E. Brasel
United States District Judge