

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

NEW GEORGIA PROJECT and A.  
PHILLIP RANDOLPH INSTITUTE,

Plaintiffs,

v.

BRAD RAFFENSBERGER, in his  
official capacity as Georgia Secretary  
of State,

JOHN FERVIER, SARA TINDALL  
GHAZAL, JANICE W. JOHNSTON,  
RICK JEFFARES, and JANELLE  
KING, in their official capacity as  
members of the Georgia State Election  
Board

COLIN McRAE, WANDA  
ANDREWS, WILLIAM L. NORSE,  
KATHERINE A. DURSO, and  
DEBRA GEIGER, in their official  
capacity as members of the Chatham  
County Board of Registrars,

BARBARA LUTH, JOEL NATT,  
CARLA RADZIKINAS, ANITA  
TUCKER, and DAN THALIMER, in  
their official capacity as members of  
the Forsyth County Board of Voter  
Registrations and Elections,

CATHY WOOLARD, AARON V.  
JOHNSON, MICHAEL HEEKIN,  
TERESA K. CRAWFORD, and JULIE

CIVIL ACTION FILE NO:  
1:24-cv-03412-SDG

ADAMS, in their official capacity as members of the Fulton County Board of Registration and Elections,

KAREN EVANS-DANIEL, ROBERT ABBOTT, JOEL HAZARD, THOMAS ELLINGTON, and MIKE KAPLAN, in their official capacity as members of the Macon-Bibb County Board of Elections,

WANDY TAYLOR, DAVID HANCOCK, LORETTA MIRANDOLA, ALICE O'LENICK, and ANTHONY RODRIGUEZ, in their official capacity as members of the Gwinnett County Board of Registrations and Elections, and

BEN JOHNSON, JAMES NEWLAND, ROY McCLAIN, JAMES A. O'BRIEN, and DEXTER WIMBISH, in their official capacity as members of the Spalding County Board of Elections and Voter Registration,

Defendants.

**CHATHAM COUNTY DEFENDANTS' ANSWER AND DEFENSES TO  
PLAINTIFFS' COMPLAINT**

COME NOW Defendants Colin McRae, Wanda Andrews, William L. Norse, Katherine A. Durso, and Debra Geiger all in their official capacities as members of the Chatham County Board of Registrars (collectively the "Chatham County Defendants") and file their answer and defenses to Plaintiffs' *Complaint for*

*Injunctive and Declaratory Relief* (Doc. 1) (the “Complaint”), showing the Court as follows:

### **FIRST DEFENSE**

Plaintiffs lack standing to bring all or a portion of their claims against the Chatham County Defendants, and the Court lacks subject matter jurisdiction.

### **SECOND DEFENSE**

Plaintiffs have failed to state a claim upon which relief may be granted against the Chatham County Defendants.

### **THIRD DEFENSE**

Chatham County Defendants were not responsible for the drafting or enactment of S.B. 189 and do not have discretion over whether to comply with validly passed state election laws. Chatham County Defendants show that they will abide by any order of this Court regarding the constitutionality of S.B. 189 or injunctive relief granted as to the enforcement of its provisions and would have done so without being named as defendants in this litigation.

### **FOURTH DEFENSE**

Some or all of Plaintiffs’ claims are not ripe for review or are moot.

### **FIFTH DEFENSE**

Because Plaintiffs are challenging the validity or construction of a Georgia statute, Plaintiffs have failed to join an indispensable party or parties.

## **SIXTH DEFENSE**

Some or all of the claims alleged in the Complaint are barred by the doctrines of estoppel, and/or waiver, and/or sovereign immunity.

### **ANSWER TO INTRODUCTION**

1.

Paragraph 1 of the Complaint is a statement of Plaintiffs' case and does not require a response. To the extent that a response is required, Chatham County Defendants deny, as stated, the allegations in Paragraph 1 of the Complaint.

2.

Chatham County Defendants neither admit nor deny the allegations in Paragraph 2 of the Complaint, as these allegations contain statements or conclusions of law, but demand strict proof of them at trial. Chatham County Defendants deny this paragraph to the extent it misquotes or mischaracterizes the authority cited therein. Chatham County Defendants further state that the authority cited in the Paragraph speaks for itself.

3.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 3 as to the election officials in Gwinnett, Forsyth and Spalding Counties, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. Chatham County

Defendants deny, as stated, the remaining allegations contained in Paragraph 3 of the Complaint.

4.

Chatham County Defendants deny, as stated, the allegations contained in Paragraph 4 of the Complaint.

5.

Chatham County Defendants state that SB 189 speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations of this Paragraph.

6.

Chatham County Defendants deny, as stated, the allegations contained in Paragraph 6 of the Complaint.

### **ANSWER TO JURISDICTION AND VENUE**

7.

Paragraph 7 of the Complaint contains a legal conclusion to which no response is required. To the extent any response is required, Chatham County Defendants state that the Court generally has subject matter jurisdiction to the extent Plaintiffs have standing and their claims are not otherwise barred by sovereign immunity.

8.

Paragraph 8 of the Complaint contains a legal conclusion to which no response is required. To the extent any response is required, Chatham County Defendants state

that the Court generally has authority to issue declaratory and injunctive relief to the extent Plaintiffs have standing and their claims are not otherwise barred by sovereign immunity.

9.

To the extent the allegations in Paragraph 9 refer to Chatham County Defendants, Chatham County Defendants admit the allegations in Paragraph 9. Chatham County Defendants lack knowledge or information sufficient to form a belief about the truth of the remaining allegations regarding other Defendants in Paragraph 9 of the Complaint.

10.

Chatham County Defendants admit that venue is proper in the U.S. District Court for the Northern District of Georgia pursuant to the relevant statutes. Chatham County Defendants lack knowledge or information sufficient to form a belief about the truth of the remaining allegations in Paragraph 10 of the Complaint.

### **ANSWER TO PARTIES**

11.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 11, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

12.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 12, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

13.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 13, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

14.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 14, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

15.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 15, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

16.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 16, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

17.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 17, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

18.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 18, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these

allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

Answer to Defendants

19.

Chatham County Defendants state that the statutes cited at Paragraph 19 of the Complaint speak for themselves. Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the remaining allegations in Paragraph 19, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

20.

Chatham County Defendants state that the statutes cited at Paragraph 20 of the Complaint speak for themselves. Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the remaining allegations in Paragraph 20, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

21.

Chatham County Defendants admit the allegations in Paragraph 21 of the Complaint.

22.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 22, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

23.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 23, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

24.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 24, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

25.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 25, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

26.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 26, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

27.

Paragraph 27 of the Complaint is a statement of Plaintiffs' use of a defined term and does not require a response. To the extent that a response is required, Chatham County Defendants deny the allegations in Paragraph 27.

28.

Chatham County Defendants state that any document attached to the Complaint as Exhibit 1 speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 28 of the Complaint.

### **ANSWER TO FACTS AND BACKGROUND**

#### **Answer to Requirements of the NVRA**

29.

Chatham County Defendants state that the statute cited at Paragraph 29 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 29 of the Complaint.

30.

Chatham County Defendants state that the statute cited at Paragraph 30 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 30 of the Complaint.

31.

Chatham County Defendants state that the statute cited at Paragraph 31 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 31 of the Complaint.

32.

Chatham County Defendants state that the statute cited at Paragraph 32 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 32 of the Complaint.

33.

Chatham County Defendants state that the statute cited at Paragraph 33 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 33 of the Complaint.

34.

Chatham County Defendants state that the statute cited at Paragraph 34 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 34 of the Complaint.

35.

Chatham County Defendants deny, as stated, the allegations contained in Paragraph 35 of the Complaint.

Answer to Georgia's Voter Challenge Process Before SB 189

36.

Chatham County Defendants state that the statute cited at Paragraph 36 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 36 of the Complaint.

37.

Chatham County Defendants state that the statute cited at Paragraph 37 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 37 of the Complaint.

38.

Chatham County Defendants state that the statute cited at Paragraph 38 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 38 of the Complaint.

39.

Chatham County Defendants state that the statute cited at Paragraph 39 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 39 of the Complaint.

40.

Chatham County Defendants state that the statute cited at Paragraph 40 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 40 of the Complaint.

41.

Chatham County Defendants state that the statute cited at Paragraph 41 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 41 of the Complaint.

42.

Chatham County Defendants state that the statute cited at Paragraph 42 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 42 of the Complaint.

43.

Chatham County Defendants state that the statute cited at Paragraph 43 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 43 of the Complaint.

44.

Chatham County Defendants state that the statute cited at Paragraph 44 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 44 of the Complaint.

45.

Chatham County Defendants state that the statute cited at Paragraph 45 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 45 of the Complaint.

Answer to Voter Registration of Unhoused Persons Before SB 189

46.

Chatham County Defendants state that the statute cited at Paragraph 46 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 46 of the Complaint.

47.

Chatham County Defendants state that the statute cited at Paragraph 47 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 47 of the Complaint.

48.

Chatham County Defendants state that the statute cited at Paragraph 48 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 48 of the Complaint.

49.

Chatham County Defendants state that the statute cited at Paragraph 49 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 49 of the Complaint.

50.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 50, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

51.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 51 as they pertain to the actions of the Georgia Department of Community Affairs or the statistics purportedly produced by that entity, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

52.

Chatham County Defendants state that the law speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 52 of the Complaint.

53.

Chatham County Defendants state that the law speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 53 of the Complaint.

54.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 54, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

Answer to Georgia Enacts SB 189

55.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 55, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

56.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 56, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

57.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 57, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

58.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 58, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

59.

Upon information and belief, Chatham County Defendants admit Paragraph 59 of the Complaint.

Answer to SB 189's Changes to Georgia's Voter Challenge Provisions

60.

Chatham County Defendants state that the statute cited at Paragraph 60 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 60 of the Complaint.

61.

Chatham County Defendants state that the statute cited at Paragraph 61 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 61 of the Complaint.

62.

Chatham County Defendants state that the statute cited at Paragraph 62 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 62 of the Complaint.

63.

Chatham County Defendants state that the statute cited at Paragraph 63 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 63 of the Complaint.

Answer to Voter Challenges in Georgia from 2022 to Present

64.

Chatham County Defendants deny, as stated the allegations contained in Paragraph 64 of the Complaint.

65.

Chatham County Defendants state that any document attached to the Complaint as Exhibit 2 speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 65 of the Complaint.

66.

Chatham County Defendants state that any document attached to the Complaint as Exhibit 3 speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 66 of the Complaint.

67.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 67, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

68.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 68, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

69.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 69, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

70.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 70, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

71.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 71, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

72.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 72, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

73.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 73, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

74.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 74, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

75.

Chatham County Defendants state that Georgia's VoteSafe program cited at Paragraph 75 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 75 of the Complaint.

76.

Chatham County Defendants state that the law cited at Paragraph 76 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 76 of the Complaint.

Answer to SB 189's Changes to Voter Registration for Unhoused Individuals

77.

Chatham County Defendants state that the law cited at Paragraph 77 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 77 of the Complaint.

78.

Chatham County Defendants state that the law cited at Paragraph 78 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 78 of the Complaint.

79.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 79, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

80.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 80, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these

allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

81.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 81, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

82.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 82 as they pertain to Atlanta, Fulton County, Macon-Bibb County, or the statistics represented by Plaintiffs, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

**ANSWER TO CAUSES OF ACTION**

83.

Chatham County Defendants state that the statute cited at Paragraph 83 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 83 of the Complaint.

84.

Chatham County Defendants state that any document attached to the Complaint as Exhibit 1 speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 84 of the Complaint.

**ANSWER TO COUNT I**

**Answer to Residency-Based Probable Cause Provisions of Section 230 Violate the  
NVRA's Residency-Based Removal Process**

**(All Defendants)**

*52 U.S.C. § 10507(d)*

85.

Chatham County Defendants state that the law cited at Paragraph 85 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 85 of the Complaint.

86.

Chatham County Defendants state that the law cited at Paragraph 86 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 86 of the Complaint.

87.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 87, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these

allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

88.

Chatham County Defendants deny upon information and belief the allegations in Paragraph 88 of the Complaint as to Chatham County Defendants. Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the remaining allegations in Paragraph 88, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

## **ANSWER TO COUNT II**

Answer to Chatham, Forsyth, Gwinnett, and Spalding County Defendants' Voter Removal Practices Violate the NVRA's Requirements for Processing Voters Who Move  
*52 U.S.C. § 20507(d)*

89.

Chatham County Defendants state that the statute cited at Paragraph 89 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 89 of the Complaint.

90.

Chatham County Defendants deny, as stated, the allegations contained in Paragraph 90 of the Complaint.

**ANSWER TO COUNT III**

Answer to SB 189 Section 4's Unhouse Voter Mailing Address Restriction  
Violations the NVRA's Notice Requirements  
(State Defendants, Chatham, Fulton, and Macon-Bibb County Defendants)  
*52 U.S.C. § 20507(a)(2), (c)(1)(B), (d)(1)-(2)*

91.

Chatham County Defendants state that the statutes cited at Paragraph 91 of the Complaint speak for themselves. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 91 of the Complaint.

92.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 92 as they relate to counties other than Chatham County, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

93.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 93 as they relate to counties other than Chatham County, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

94.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 94, and, therefore, neither admit nor

deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

95.

Chatham County Defendants state that the statute cited at Paragraph 95 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 95 of the Complaint.

**ANSWER TO COUNT IV**

Answer to SB 189 Section 4's Unhoused Voter Mailing Address Restriction  
Violates the NVRA's Uniform and Nondiscriminatory Provision  
(State Defendants, Chatham, Fulton, and Macon-Bibb County Defendants)  
*52 U.S.C. § 20507(b)*

96.

Chatham County Defendants state that the statute cited at Paragraph 96 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 96 of the Complaint.

97.

Chatham County Defendants state that the law cited at Paragraph 97 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 97 of the Complaint.

98.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 98, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial. To the extent these allegations also contain conclusions of law, Chatham County Defendants neither admit nor deny the allegations, but demand strict proof of them at trial.

**ANSWER TO COUNT V**

**Answer to SB 189 Section 4 Violates Unhoused  
Voters' Fundamental Right to Vote  
(Georgia State Elections Board, Chatham, Fulton, and  
Macon-Bibb County Defendants)**

*42 U.S.C. § 1983, First and Fourteenth Amendments to the U.S. Constitution*

99.

Chatham County Defendants state that the law cited at Paragraph 99 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 99 of the Complaint.

100.

Chatham County Defendants have insufficient knowledge to determine the truth or falsity of the allegations in Paragraph 100 as they relate to counties other than Chatham County, and, therefore, neither admit nor deny those allegations, but demand strict proof of them at trial.

101.

Chatham County Defendants state that the law cited at Paragraph 101 of the Complaint speaks for itself. Chatham County Defendants deny, as stated, the remaining allegations contained in Paragraph 101 of the Complaint.

102.

Chatham County Defendants neither admit nor deny the allegations in Paragraph 102, as these allegations contain statements or conclusions of law, but demand strict proof of them at trial.

103.

Chatham County Defendants deny upon information and belief the allegations in Paragraph 103 of the Complaint as to Chatham County Defendants.

104.

Except as expressly admitted to or denied, Chatham County Defendants deny all the allegations contained in the Complaint.

#### **ANSWER TO PRAYER FOR RELIEF**

105.

The paragraph immediately following Paragraph 103 of the Complaint, including subparagraphs (a)-(h) contains a request for relief that requires no response. To the extent a response is required from Chatham County Defendants, Chatham County Defendants deny that the requested relief is justified or appropriate.

WHEREFORE, having fully listed their defenses and having fully answered the Complaint, Chatham County Defendants pray as follows:

- (a) That judgment be entered in favor of Chatham County Defendants and against Plaintiffs on the Complaint;
- (b) That the costs of this action, including attorney fees, be cast against Plaintiffs; and
- (c) That the Court grant such other and further relief as it may deem just and proper.

**CHATHAM COUNTY DEFENDANTS DEMAND TRIAL BY JURY  
ON ALL ISSUES SO TRIABLE.**

This the 15<sup>th</sup> day of October, 2024

**FREEMAN MATHIS & GARY, LLP**

/s/ A. Ali Sabzevari

A. Ali Sabzevari

Georgia Bar No. 941527

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Defendants*

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**CERTIFICATE OF SERVICE**

I hereby certify that I have served the foregoing to the Clerk of Court using the CM/ECF system which will automatically send electronic mail notification of such filing to all counsel of record who are CM/ECF participants.

This 15<sup>th</sup> day of October, 2024.

/s/ A. Ali Sabzevari

A. Ali Sabzevari

Georgia Bar No. 941527

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