

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

THE NEW GEORGIA PROJECT,
SANG HUYNH, GEORGIA MUSLIM
VOTER PROJECT, and A. PHILIP
RANDOLPH INSTITUTE,

Plaintiffs,

v.

BRAD RAFFENSPERGER, in his
official capacity as the 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,

SHERRI ALLEN, AARON V.
JOHNSON, MICHAEL HEEKIN,
TERESA K. CRAWFORD, and JULIE

NO. 1:24-cv-3412-SDG

Complaint – Class Action

CONSOLIDATED FIRST
AMENDED COMPLAINT
FOR INJUNCTIVE AND
DECLARATORY RELIEF

**Section 8 of the National Voter
Registration Act of 1993 (52
U.S.C. 20507); First and
Fourteenth Amendments to the
United States Constitution**

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.

GEORGIA STATE CONFERENCE OF THE NAACP, GEORGIA COALITION FOR THE PEOPLE'S AGENDA, INC., and VOTERIDERS

Plaintiffs.

v.

BRAD REFFENSPERGER, 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,

CHEROKEE COUNTY BOARD OF
ELECTIONS AND
REGISTRATIONS; GLEN JOHNSON,
JULIE GLADE, SCOTT LITTLE,
LARRY HAND, and JOHN
WALLACE in their official capacity as
members of the Cherokee County
Board of Elections and Registrations;

CHATHAM COUNTY BOARD OF
REGISTRARS; 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;

COBB COUNTY BOARD OF
ELECTIONS AND
REGISTRATIONS; STEVEN
BRUNING, TORI SILAS, STACY
EFRAT, DEBBIE FISHER, and
JENNIFER MOSBACHER, in their
official capacity as members of the
Cobb County Board of Elections and
Registrations;

COLUMBIA COUNTY BOARD OF
ELECTIONS; ANN CUSHMAN,
WANDA DUFFIE, and LARRY
WIGGINS in their official capacity as

members of the Columbia County Board of Elections;

DEKALB COUNTY BOARD OF REGISTRATIONS AND ELECTIONS; VASU ABHIRAMAN, NANCY JESTER, ANTHONY LEWIS, SUSAN MOTTER, and KARLI SWIFT, in their official capacity as members of the Dekalb County Board of Registrations and Elections;

DOUGHERTY COUNTY BOARD OF ELECTIONS; FREDERICK WILLIAMS, BENNY HAND, ANNABELLE STUBBS, PRICE CORR, and JACOB CLAWSON, in their official capacity as members of the Dougherty County Board of Elections;

FORSYTH COUNTY BOARD OF VOTER REGISTRATIONS AND ELECTIONS; 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;

FULTON COUNTY BOARD OF REGISTRATIONS AND ELECTIONS; SHERRI ALLEN, AARON V. JOHNSON, MICHAEL HEEKIN, TERESA K. CRAWFORD, and JULIE ADAMS, in their official capacity as members of the Fulton County Board of Registration and Elections;

GWINNETT COUNTY BOARD OF REGISTRATIONS AND 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;

HALL COUNTY BOARD OF ELECTIONS AND REGISTRATIONS; JACK NOA, DAVID KENNEDY, KEN COCHRAN, JOHNNY VARNER, and GALA SHEATS in their official capacity as members of the Hall County Board of Elections and Registrations;

MACON-BIBB COUNTY BOARD OF 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;

LEE COUNTY BOARD OF ELECTIONS AND REGISTRATIONS; MIKE SABOT, SCOTT BEELEY, WILLIE ALLEN, CHARLES JOHNSON, and GEORGE HOUSTON, in their official capacity as members of the Lee County Board of Elections and Registration;

LOWNDES COUNTY BOARD OF ELECTIONS; RAY CORBETT, JACKIE GOOLSBY, and CARLA

JORDAN in their official capacity as members of the Lowndes County Board of Elections;

RICHMOND COUNTY BOARD OF ELECTIONS; TIM McFALLS, MARCIA BROWN, ISAAC McADAMS, SHERRY BARNES, and BETTY REECE in their official capacity as members of the Richmond County Board of Elections;

SPALDING COUNTY BOARD OF ELECTIONS AND VOTER REGISTRATION; 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;

WHITFIELD COUNTY BOARD OF ELECTIONS; STEPHEN KELEHEAR, ROB COWAN, and CAROL BYERS, in their official capacity as members of the Whitfield County Board of Elections;

WORTH COUNTY BOARD OF ELECTIONS AND REGISTRATION; FORESTINE MORRIS, DREW CHESTNUTT, FELICIA CRAPP, MELVIN HARRIS, and JILL IVEY, in their official capacity as members of the Worth County Board of Elections and Registration;

Gwinnett County Board of Registration and Elections on behalf of a class of all

boards of registrars in the State of Georgia

Defendants.

SECURE FAMILIES INITIATIVE
AND THEIR MEMBERS,

Plaintiff,

v.

BRAD RAFFENSPERGER, in his official capacity as the Secretary of State of Georgia; JON FERVIER, in his official capacity as Chairman of the STATE ELECTION BOARD; SARA TINDALL GHAZAL, JANICE JOHNSTON, RICK JEFFARES, AND JANELLE KING, in their official capacities as members of the STATE ELECTION BOARD; Gwinnett County Board of Registrations and Elections on behalf of a class of all boards of registrars in the State of Georgia

Defendants.

**ANSWER AND AFFIRMATIVE DEFENSES OF
BARBARA LUTH, JOEL NATT, CARLA RADZIKINAS, AND ANITA
TUCKER IN THEIR OFFICIAL CAPACITY AS MEMBERS OF THE
FORSYTH COUNTY BOARD OF VOTER REGISTRATIONS AND
ELECTIONS TO THE CONSOLIDATED FIRST AMENDED COMPLAINT**

FOR INJUNCTIVE AND DECLARATORY RELIEF

COME NOW BARBARA LUTH, JOEL NATT, CARLA RADZIKINAS, ANITA TUCKER, and, in their official capacities as members of the FORSYTH COUNTY BOARD OF VOTER REGISTRATIONS AND ELECTIONS (“FCBRE”) (collectively, “Forsyth Defendants”), and file their Answer and Affirmative Defenses to the Consolidated First Amended Complaint for Injunctive and Declaratory Relief (“Consolidated Complaint”). DAN THALIMER, who is named as a member of the FCBRE, resigned on November 14, 2024¹. The Forsyth Defendants show this Court as follows:

AFFIRMATIVE DEFENSES

FIRST DEFENSE

Plaintiffs lack standing to bring all or a portion of their claims against the Forsyth Defendants.

SECOND DEFENSE

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

¹ The local governing authority of Forsyth County selected a new appointee to the FCBRE; however, the official commission from the state has not yet issued. .

THIRD DEFENSE

The Forsyth Defendants were not responsible for the drafting or enactment of Senate Bill (“S.B.”) 189 and do not have discretion over whether to comply with validly passed state election laws. The Forsyth 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

The Forsyth Defendants have neither violated the National Voter Registration Act of 1993 (“NVRA”) nor deprived Plaintiffs or any Forsyth County electors of any rights, due process, or equal protections guaranteed by the Georgia constitution or the Constitution of the United States.

FIFTH DEFENSE

The Forsyth Defendants’ compliance with Georgia law is carried out in good faith and without conscious, reckless, or negligent disregard for the voters’ rights.

SIXTH DEFENSE

Plaintiffs’ Complaint fails to allege any action or omission on the part of the Forsyth Defendants which has caused or contributed or will cause or contribute to the harm or deprivations allegedly suffered by Plaintiffs.

SEVENTH DEFENSE

Relief against the Forsyth Defendants will not be sufficient to redress the alleged harms suffered by Plaintiffs in this action.

EIGHTH DEFENSE

The Forsyth Defendants are not empowered to provide a remedy to Plaintiffs as their powers and duties do not include the ability to contravene the voting laws of the State of Georgia.

NINTH DEFENSE

The Forsyth Defendants have not been served, nor have been asked to waive service, for the portion of the Complaint and allegations filed by the Georgia State Conference of the NAACP, the Georgia Coalition for the People's Agenda, Inc., and Vote Riders.

ANSWER TO COMPLAINT

Subject to and without waiving the foregoing Defenses, the Forsyth Defendants respond to the numbered allegations as follows:

INTRODUCTION

1.

Federal Rule of Civil Procedure 8(b) requires that the Forsyth Defendants admit or deny the allegations asserted against them by an opposing party in

responding to a pleading. The Forsyth Defendants acknowledge that the Consolidated Complaint is submitted pursuant to this Court's Consolidation Order, ECF 137, for reasons of efficiency and economy involving common questions of fact and law, and will answer each of the numbered paragraphs in the Consolidated Complaint to the extent applicable to the Forsyth Defendants.

2.

The Forsyth Defendants do not take a position on the constitutionality of Georgia Senate Bill 189 ("S.B. 189") but admit that they follow Georgia law once properly enacted by the General Assembly. To the extent this Paragraph asserts conclusions of law, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remainder of the allegations as set forth in Paragraph 2 of Plaintiffs' Complaint.

3.

The Forsyth Defendants show that Section 8(d) of the NVRA speaks for itself and constitutes the best evidence of its content, context and meaning, and any allegations not contained within the NVRA are denied. By way of further response, the Forsyth Defendants admit that in the governmental administration of general voter list maintenance procedures, they must follow the requirements under Section 8(d) of the NVRA but deny that Section 8(d) provides the only mechanism for removal of a voter from the registration list following such voter's relocation to another

jurisdiction. The Forsyth Defendants deny that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States.

4.

The Forsyth Defendants deny the allegations addressed to them and set forth in Paragraph 4 of the Complaint. The Forsyth Defendants further deny that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as the truth of the allegations asserted against any other Defendant in Paragraph 4 of the Complaint.

5.

The Forsyth Defendants show that Section 5 of S.B. 189 speaks for itself and constitutes the best evidence of its content, context and meaning and any allegations not contained within Section 5 of S.B. 189 are denied. By way of further response, the Forsyth Defendants admit that S.B. 189 amended statutory language for factors to consider in whether to uphold a voter challenge but the Forsyth Defendants deny that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States. To the extent this Paragraph asserts conclusions of law, the Forsyth Defendants are without sufficient knowledge

or information to form a belief as to the truth of the remainder of the allegations as set forth in Paragraph 5 of Plaintiffs' Complaint.

6.

The Forsyth Defendants show that Section 4 of S.B. 189 speaks for itself and constitutes the best evidence of its content, context and meaning, and any allegations not contained within Section 4 of S.B. 189 are denied. By way of further response, the Forsyth Defendants admit that Section 4 of S.B. 189 provides, in part, that “[t]he mailing address for election purposes” of unhoused voters without a permanent address is “the registrar's office of the county in which such person resides.” The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations contained in Paragraph 6. The Forsyth Defendants deny that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States.

7.

The Forsyth Defendants deny that it has or will unlawfully remove voters from the registration list and/or disenfranchise them. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the remaining allegations set forth in Paragraph 7 of the Complaint.

JURISDICTION AND VENUE

8.

The Forsyth Defendants admit that this Court has subject matter jurisdiction over claims arising under 28 U.S.C. § 1331, 28 U.S.C. §§ 1343(a)(3)-(4) and 1357, and 42 U.S.C. §§ 1983 and 1988, but deny that any such claims were appropriately alleged against the Forsyth Defendants and further deny that Plaintiffs have standing to bring any such claims against the Forsyth Defendants.

9.

The Forsyth Defendants admit that this Court has authority to issue declaratory and injunctive relief pursuant to 28 U.S.C. §§ 2201 and 2202 but deny that any such relief is appropriately sought against the Forsyth Defendants and further deny that Plaintiffs have standing to seek any such relief against the Forsyth Defendants.

10.

The Forsyth Defendants admit that this Court has personal jurisdiction over them in their official capacities as members of the FCBRE.

11.

The Forsyth Defendants admit that venue is proper in this Court as they each reside in the area covered by the United States District Court for the Northern District of Georgia and FCBRE meetings are held within the District.

PARTIES

I. Plaintiffs

A. Plaintiffs New Georgia Project, Georgia Muslim Voter Project, A. Philip Randolph Institute, and Sang Huynh

12.

Paragraph 12 is simply a preliminary statement characterizing the action such that no response is required.

New Georgia Project

13.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 13 and therefore deny same.

14.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 14 and therefore deny same.

15.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 15 and therefore deny same.

16.

The Forsyth Defendants deny removing eligible voters from the registration list, or that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States. The Forsyth Defendants are without sufficient knowledge or information as to the truth of the remainder of the allegations set forth in Paragraph 16 and therefore deny same.

17.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 17 and therefore deny same.

18.

The Forsyth Defendants deny removing eligible voters from the registration list, or that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States. The Forsyth Defendants are without sufficient knowledge or information as to the truth of the remainder of the allegations set forth in Paragraph 18 and therefore deny same.

The Georgia Muslim Voter Project

19.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 19 and therefore

deny same.

20.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 20 and therefore deny same.

21.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 21 and therefore deny same.

22.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 22 and therefore deny same.

23.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 23 and therefore deny same.

24.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 24 and therefore

deny same.

25.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 25 and therefore deny same.

26.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 26 and therefore deny same.

27.

The Forsyth Defendants deny removing eligible voters from the registration list, or that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States. The Forsyth Defendants are without sufficient knowledge or information as to the truth of the remainder of the allegations set forth in Paragraph 27 and therefore deny same.

The A. Philip Randolph Institute

28.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 28. By way of further response, the Forsyth Defendants deny that they have engaged in any act or

practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States.

29.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 29 and therefore deny same.

30.

The Forsyth Defendants deny removing eligible voters from the registration list or that they have engaged in any act or practice in violation of the NVRA, O.C.G.A. § 21-2-230, the Georgia constitution or the Constitution of the United States. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remainder of the allegations set forth in Paragraph 30 and therefore deny same.

31.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 31 and therefore deny same.

32.

The Forsyth Defendants deny removing eligible voters from the registration list or that they have engaged in any act or practice in violation of the NVRA, the Georgia

constitution or the Constitution of the United States. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remainder of the allegations set forth in Paragraph 32 and therefore deny same.

San Huynh

33.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 33 and therefore deny same.

34.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 34 and therefore deny same.

B. Plaintiffs Georgia State Conference of the NAACP, the Georgia Coalition for the People's Agenda, Inc., and Vote Riders

35.

Paragraph 35 is simply a preliminary statement characterizing the action such that no response is required.

Georgia State Conference of the NAACP

36.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 36 and therefore

deny same.

37.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 37 and therefore deny same.

38.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 38 and therefore deny same.

39.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 39 and therefore deny same.

40.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 40 and therefore deny same.

41.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 41 and therefore

deny same.

42.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 42 and therefore deny same.

43.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 43 and therefore deny same.

44.

The Forsyth Defendants deny removing eligible voters from the registration list or that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remainder of the allegations set forth in Paragraph 44 and therefore deny same.

The Georgia Coalition for the People's Agenda, Inc.

45.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 45 and therefore deny same.

46.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 46 and therefore deny same.

47.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 47 and therefore deny same.

48.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 48 and therefore deny same.

49.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 49 and therefore deny same.

50.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 50 and therefore deny same.

51.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 51 and therefore deny same.

52.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 52 and therefore deny same.

53.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 53 and therefore deny same.

54.

The Forsyth Defendants deny removing eligible voters from the registration list or that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remainder of the allegations set forth in Paragraph 54 and therefore deny same.

55.

The Forsyth Defendants are without sufficient knowledge or information to

form a belief as to the truth of the allegations set forth in Paragraph 55 and therefore deny same.

56.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 56 and therefore deny same.

57.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 57 and therefore deny same.

58.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 58 and therefore deny same.

59.

The Forsyth Defendants deny removing eligible voters from the registration list or that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remainder of the allegations set forth in Paragraph 59 and therefore deny same.

VoteRiders

60.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 60 and therefore deny same.

61.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 61 and therefore deny same.

62.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 62 and therefore deny same.

63.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 63 and therefore deny same.

64.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 64 and therefore

deny same.

C. Plaintiff Secure Families Initiative

65.

Paragraph 65 is simply a preliminary statement characterizing the action such that no response is required.

66.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 66 and therefore deny same.

67.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 67 and therefore deny same.

68.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 68 and therefore deny same.

69.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 69 and therefore

deny same.

70.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 70 and therefore deny same.

71.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 71 and therefore deny same.

72.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 72 and therefore deny same.

73.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 73 and therefore deny same.

74.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 74 and therefore

deny same.

75.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 75 and therefore deny same.

76.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 76 and therefore deny same.

77.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 77 and therefore deny same.

II. Defendants

Secretary of State Brad Raffensperger

78.

The Forsyth Defendants admit that Brad Raffensperger is the current officeholder for the Georgia Secretary of State. The Forsyth Defendants show that Georgia law defining the responsibilities of the Georgia Secretary of State speaks for itself and constitutes the best evidence of the extent of those duties, and any allegations

not contained within Georgia law are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 78.

State Election Board Defendants

79.

The Forsyth Defendants admit that John Fervier, Sara Tindall Ghazal, Janice W. Johnston, Rick Jeffares, and Janelle King are members of the Georgia State Election Board (“SEB”). The Forsyth Defendants show that Georgia law defining the responsibilities of the SEB speaks for itself and constitutes the best evidence of the extent of those duties, and any allegations not contained in Georgia law are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 79.

80.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 80 and therefore deny same.

NGP Plaintiffs Group’s County Defendants

81.

Paragraph 81 is simply a preliminary statement characterizing the action such

that no response is required.

82.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 82 and therefore deny same.

83.

The Forsyth Defendants admit that Defendants Barbara Luth, Joel Natt, Carla Radzikinas, and Anita Tucker are members of the FCBRE and are being sued in their official capacity. However, the Forsyth Defendants note that Dan Thalimer resigned from the FCBRE and a motion for a substitution of party will be forthcoming following the swearing-in of a new official. The Forsyth Defendants admit that the FCBRE is a body created by state law to conduct elections and oversee voter registration in Forsyth County.

84.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 84 and therefore deny same.

85.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 85 and therefore deny same.

86.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 86 and therefore deny same.

87.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 87 and therefore deny same.

Seventeen County Board and Board Member NVRA Defendants

88.

Paragraph 88 is simply a preliminary statement characterizing the action such that no response is required.

89.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 89 and therefore deny same.

90.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 90 and therefore deny same.

91.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 91 and therefore deny same.

92.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 92 and therefore deny same.

93.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 93 and therefore deny same.

94.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 94 and therefore deny same.

95.

The Forsyth Defendants admit that Defendants Barbara Luth, Joel Natt, Carla Radzikinas, and Anita Tucker are members of the FCBRE and are being sued in their official capacity. However, the Forsyth Defendants note that Dan Thalimer resigned from the FCBRE and a motion for a substitution of party is forthcoming following the swearing-in of a new official. The Forsyth Defendants admit that the FCBRE is a body created by state law to conduct elections and oversee voter registration in Forsyth County.

96.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 96 and therefore deny same.

97.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 97 and therefore deny same.

98.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 98 and therefore deny same.

99.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 99 and therefore deny same.

100.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 100 and therefore deny same.

101.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 101 and therefore deny same.

102.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 102 and therefore deny same.

103.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 103 and therefore deny same.

104.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 104 and therefore deny same.

105.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 105 and therefore deny same.

106.

The Forsyth Defendants admit that Exhibit 2 appears to be a copy of a notice letter sent to the FCBRE. However, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 106 as to the remaining Defendants and therefore deny same.

Class Action Allegations – Defendant Class

107.

To the extent Paragraph 107 contains conclusions of law or opinions, no response is required. The Forsyth Defendants admit that the FCBRE is an entity that would be included in a Defendant Class as described in Paragraph 107 as “all county boards of registrars in the State of Georgia.” However, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the

allegations set forth in Paragraph 107 as to the remaining Defendants and therefore deny same.

108.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 108 as to the remaining Defendants and therefore deny same.

109.

To the extent Paragraph 109 contains conclusions of law or opinions, no response is required. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 109 as to the remaining Defendants and therefore deny same.

110.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 110 as to the remaining Defendants and therefore deny same.

111.

To the extent Paragraph 111 contains conclusions of law or opinions, no response is required. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 111 as to the remaining Defendants and therefore deny same.

112.

To the extent Paragraph 112 contains conclusions of law or opinions, no response is required. However, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 112 as to the remaining Defendants and therefore deny same.

STATEMENT OF FACTS

I. Requirements of the NVRA

113.

The Forsyth Defendants admit that Paragraph 113 accurately quotes a section of 52 U.S.C. 20501(b)(1), (4). The Forsyth Defendants show that 52 U.S.C. 20501(b)(1), (4) speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 113.

114.

The Forsyth Defendants admit that Section 8 of the NVRA outlines procedures for state administration of voter registration. By way of further response, the Forsyth Defendants show that Section 8 of the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

115.

The Forsyth Defendants admit that the NVRA contains provisions requiring election officials to provide notice to voters and voter registration applicants under certain circumstances. By way of further response, the Forsyth Defendants show that Sections 8(a), (c), and (d) of the NVRA speak for themselves and constitute the best evidence of their content and meaning, and any allegations not contained therein are denied.

116.

The Forsyth Defendants admit that Section 8(b)(1) of the NVRA requires that a government program of list maintenance be “uniform, nondiscriminatory, and in compliance with the Voting Rights Act of 1965.” By way of further response, the Forsyth Defendants show that Section 8(b)(1) of the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

117.

The Forsyth Defendants admit that section 8(c)(2)(A) of the NVRA provides that “[a] State shall complete, not later than 90 days prior to the date of a primary or general election for Federal Office, any program the purpose of which is to systematically remove the names of ineligible voters from the official lists of eligible voters.” By way of further response, the Forsyth Defendants show that Section

8(c)(2)(A) of the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

118.

The Forsyth Defendants admit that Section 8(d) limits the method of a state's "program or activity" for removing voters. By way of further response, the Forsyth Defendants show that Section 8(d) of the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

119.

The Forsyth Defendants admit that Georgia law establishes the Secretary of State as the Chief Elections Officer. By way of further response, the Forsyth Defendants show that the Georgia Election code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

120.

Paragraph 120 sets forth legal conclusions and opinions and to the extent a response is required, the Forsyth Defendants deny the allegations set forth in Paragraph 120.

II. Georgia's Voter Registration Requirements

121.

The Forsyth Defendants admit that Paragraph 121 accurately quotes the Georgia constitution. By way of further response, the Forsyth Defendants show that the Georgia constitution speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

122.

The Forsyth Defendants admit that Paragraph 122 accurately quotes the Georgia constitution and O.C.G.A. § 21-2-216 as to certain qualifications of electors. By way of further response, the Forsyth Defendants show that the Georgia constitution and the Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

123.

The Forsyth Defendants admit that Paragraph 123 accurately quotes O.C.G.A. § 21-2-217 in defining residence. By way of further response, the Forsyth Defendants show that the Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied. To the extent that Paragraph 123 sets forth legal conclusions and opinions, the Forsyth Defendants deny those allegations set forth in Paragraph 123.

124.

Paragraph 124 sets forth legal conclusions and opinions and to the extent a response is required, the Forsyth Defendants deny the allegations set forth in Paragraph 124.

A. Voter Registration of Unhoused Persons Before S.B. 189

125.

The Forsyth Defendants admit that O.C.G.A. §§ 21-2-216 and 217 provide general qualifications for electors but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

126.

The Forsyth Defendants admit that O.C.G.A. § 21-2-217(b) provides procedures for evaluating the factors in determining an elector's residence but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

127.

The Forsyth Defendants admit that O.C.G.A. § 21-2-217(a) provides procedures for evaluating the factors in determining an elector's residence, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

128.

The Forsyth Defendants admit Georgia Code requires a residential address when registering to vote. By way of further response, the Forsyth Defendants show that the Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 128 and therefore deny same.

129.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 129 and therefore deny same.

130.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 130 and therefore deny same.

131.

The Forsyth Defendants admit Georgia Code allows an elector to designate a separate mailing address when registering to vote. By way of further response, the Forsyth Defendants show that the Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein

are denied.

132.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 132 and therefore deny same.

133.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 133 and therefore deny same.

134.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 134 and therefore deny same.

B. Voter Registration and Barriers to Casting Ballots for Military and Overseas Voters

135.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 135 and therefore deny same.

136.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 136 and therefore deny same.

137.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 137 and therefore deny same.

138.

The Forsyth Defendants admit that the Uniformed and Overseas Citizens Absentee Voting Act (“UOCAVA”) addresses absentee ballot processes for qualified residents who reside outside of the United States. By way of further response, the Forsyth Defendants show that the UOCAVA statute speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

139.

The Forsyth Defendants admit that O.C.G.A. § 21-2-217(a)(11) addresses residency of those in government service, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

140.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 140 and therefore deny same.

141.

The Forsyth Defendants admit that UOCAVA and federal statutes address voting residence for individuals residing outside the United States. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 141 and therefore deny same.

142.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 142 and therefore deny same.

143.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 143 and therefore deny same.

144.

The Forsyth Defendants admit that O.C.G.A. § 21-2-381(a)(1)(G) requires UOCAVA voters to request an absentee ballot for each election cycle, but further

show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

145.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 145 and therefore deny same.

146.

The Forsyth Defendants admit that O.C.G.A. § 21-2-381(a)(1)(C)(i) provides the requirements for absentee ballot applications, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

147.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 147 and therefore deny same.

148.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 148 and therefore deny same.

149.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 149 and therefore deny same.

III. Georgia's Voter Challenge Process Pre-S.B. 189

150.

The Forsyth Defendants admit that O.C.G.A. §§ 21-2-229 ("Sec. 229") and 230 ("Sec. 230") provides a mechanism for individuals to challenge a voter's registration or eligibility to vote, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

151.

The Forsyth Defendants admit that Sec. 229 and Sec. 230 allow an individual to challenge an unlimited number of voters, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

152.

The Forsyth Defendants admit that, under Sec. 229, an individual may challenge another voter in either the same county or municipality, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

153.

The Forsyth Defendants admit that, under Sec. 229, a voter is removed from the registration list if the challenge is sustained, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

154.

The Forsyth Defendants admit that, under Sec. 230, an individual may challenge another voter in either the same county or municipality as to whether that person is eligible to vote in the next election and that such challenges may, under certain circumstances, proceed to a challenge under Sec. 229, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

155.

The Forsyth Defendants admit that Sec. 229 sets forth the notice and hearing requirements for a challenge filed pursuant to that code section and that voters may be removed from the registration list if a challenge is sustained, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

156.

The Forsyth Defendants admit that Sec. 230 sets forth requirements for filing a challenge, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

157.

The Forsyth Defendants admit that Sec. 230 provides that a board of registrars shall “immediately” consider a submitted challenge and weigh probable cause for that challenge, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

158.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 158 and therefore deny same.

159.

The Forsyth Defendants admit that, under Sec. 230, a challenged elector may cast a vote if the challenge is not upheld by the board of registrars and that S.B. 189 added a definition of “probable cause” within the statutory language, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

160.

The Forsyth Defendants admit that Sec. 230 outlines the notice procedures if the board of registrars finds probable cause and that an upheld challenge results in the voter being placed into a challenged status, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

161.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 161 and therefore deny same. By way of further response, the Forsyth Defendants deny that it does not provide information to challenged voters on how to respond to a challenge.

162.

The Forsyth Defendants admit that Sec. 230 outlines a hearing process if a challenged elector appears at a polling location, but denies that a hearing is the only mechanism by which a challenged voter may resolve a challenge status, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

163.

The Forsyth Defendants admit that any decision by the board of registrars under Sec. 230 is appealable to the county's superior court, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

IV. Exponential Proliferation of Voter Challenges in Georgia from 2020 to the Present

164.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 164 and therefore deny same.

165.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 165 and therefore deny same.

166.

Paragraph 166 contains legal conclusions and opinions to which no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

167.

The Forsyth Defendants deny that it has failed to conduct individualized inquiries as needed. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 167 and therefore deny same.

168.

The Forsyth Defendants admit that Senate Bill 202 amended Sec. 229 and Sec. 230 and the number of challenges an elector may file, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning.

169.

Paragraph 169 contains legal conclusions and opinions to which no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

170.

While the official minutes from the voter challenge hearings speak for itself, the Forsyth Defendants admit that, in 2022, a single elector filed more than 31,500 challenges. More than 31,000 of these were filed pursuant to Sec. 230. Upon information and belief, less than 2% of those challenges were upheld by the FCBRE. The Forsyth Defendants admit that a second elector filed a challenge that was duplicative of one of the challenges discussed above. All of the challenges based solely on National Change of Address (“NCOA”) data and submitted “in bulk” were denied as insufficient and improper under Sec. 229, Sec. 230 and the NVRA.

171.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 171 and therefore deny same.

172.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 172 and therefore deny same.

173.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 173 and therefore deny same.

174.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 174 and therefore deny same.

175.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 175 and therefore deny same.

176.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 176 and therefore deny same.

177.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 177 and therefore deny same.

178.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 178 and therefore deny same.

179.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 179 and therefore deny same.

180.

While the official minutes from the voter challenge hearings speak for itself, the Forsyth Defendants admit that in 2023 one person challenged more than one thousand (1,000) voters in Forsyth County. However, the Forsyth Defendants deny

that over nine hundred (900) voters were removed from the registration list. The Forsyth Defendants admit that a Sec. 230 challenge hearing was held on March 5, 2024, pursuant to the Sec. 230 requirement that a board of registrars “immediately consider” a voter challenge.

V. Georgia Enacts S.B. 189

A. Sections 4 and 5 of S.B. 189

181.

The Forsyth Defendants admit that S.B. 189 amends Georgia Code related to the mailing address for homeless voters, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

182.

The Forsyth Defendants admit that S.B. 189 amends Georgia Code related to probable cause for voter challenges, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

183.

The Forsyth Defendants admit that S.B. 189 amends Georgia Code related to factors and determining probable cause for voter challenges, but further show that

Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

184.

The Forsyth Defendants admit that S.B. 189 amends Georgia Code related to factors and determining probable cause for voter challenges, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied. By way of further response, to the extent there are additional allegations in Paragraph 184, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

185.

The Forsyth Defendants admit that under Sec. 230 a voter may be placed in challenged status if a board of registration finds probable cause under the statute, but further show that Georgia Code speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

186.

The Forsyth Defendants admit that S.B. 189 provides for a board of registrars to immediately consider a voter challenge and that Sec. 230 challenges cannot be acted upon within 45 days of an election, but further show that Georgia Code speaks for

itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

B. The Process of Enacting S.B. 189 Was Rushed and Flawed

187.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 187 and therefore deny same.

188.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 188 and therefore deny same.

189.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 189 and therefore deny same.

190.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 190 and therefore deny same.

191.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 191 and therefore deny same.

192.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 192 and therefore deny same.

193.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 193 and therefore deny same.

194.

The Forsyth Defendants admit that, upon information and belief, Governor Kemp signed S.B. 189 on May 6, 2024.

C. Section 4's Implications for the Voter Registration of Unhoused Persons

195.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 195 and therefore deny same.

196.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 196 and therefore deny same.

197.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 197 and therefore deny same.

198.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 198 and therefore deny same.

199.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 199 and therefore deny same.

200.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 200 and therefore deny same.

201.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 201 and therefore deny same.

202.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 202 and therefore deny same.

203.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 203 and therefore deny same.

D. Section 5's Changes to Georgia's Voter Challenge Provisions

204.

To the extent Paragraph 204 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

205.

To the extent Paragraph 205 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

206.

To the extent Paragraph 206 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

207.

To the extent Paragraph 207 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

208.

To the extent Paragraph 208 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

209.

To the extent Paragraph 209 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

210.

To the extent Paragraph 210 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

211.

To the extent Paragraph 211 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

212.

To the extent Paragraph 212 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

213.

To the extent Paragraph 213 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

214.

To the extent Paragraph 214 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

215.

To the extent Paragraph 215 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

216.

To the extent Paragraph 216 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

217.

To the extent Paragraph 217 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

218.

To the extent Paragraph 218 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

219.

To the extent Paragraph 219 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

220.

To the extent Paragraph 220 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

221.

To the extent Paragraph 221 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations therein and therefore deny same.

E. Voter Challenges Since Passage of S.B. 189

222.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 222 and therefore deny same.

223.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 223 and therefore deny same.

224.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 224 and therefore deny same.

225.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 225 and therefore deny same.

226.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 226 and therefore deny same.

227.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 227 and therefore deny same.

228.

While the official minutes from the voter challenge hearings speak for itself, the Forsyth County Defendants admit that Forsyth elector Stefan Bartelski filed more than five hundred (500) challenges pursuant to Sec. 230 following the enactment of S.B. 189 and that the FCBRE found probable cause for five (5) voters.

229.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 229 and therefore deny same.

230.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 230 and therefore deny same.

231.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 231 and therefore deny same.

232.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 232 and therefore deny same.

233.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 233 and therefore deny same.

234.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 234 and therefore deny same.

235.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 235 and therefore deny same.

236.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 236 and therefore deny same.

237.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 237 and therefore deny same.

238.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 238 and therefore deny same.

239.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 239 and therefore deny same.

240.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 240 and therefore deny same.

241.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 241 and therefore deny same.

242.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 242 and therefore deny same.

CAUSES OF ACTION

NVRA CLAIMS:

243.

Paragraph 243 is simply a preliminary statement characterizing the action

such that no response is required.

244.

The Forsyth Defendants deny that Plaintiffs have a cause of action under the NVRA against the Forsyth Defendants but admit that 52 U.S.C. § 20510(b) contains the stated notice provision. By way of further response, the Forsyth Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

245.

The Forsyth Defendants admit that they received the notice of alleged violations on or about July 8, 2024, but deny the remainder of the allegations set forth in Paragraph 245. The Forsyth Defendants further deny that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States.

246.

The Forsyth Defendants admit that they received the notice of alleged violations on or about July 10, 2024, but deny the remainder of the allegations set forth in Paragraph 246. The Forsyth Defendants further deny that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States.

247.

The Forsyth Defendants deny that Plaintiffs have a cause of action under the NVRA against the Forsyth Defendants but admit that 52 U.S.C. § 20510(b) contains the stated provision. By way of further response, the Forsyth Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

248.

The Forsyth Defendants deny that Plaintiffs have a cause of action under the NVRA against the Forsyth Defendants but admit that Plaintiff SFI filed their complaint on October 15, 2024. By way of further response, the Forsyth Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

COUNT I

The S.B. 189 Section 5 Residency-Based Probable-Cause Provisions of Section 230 Violate the NVRA 8(d) Removal Process

52 U.S.C. § 20507(d)

(Alleged by (1) Plaintiffs Georgia NAACP and GCPA as to Defendant Raffensperger, SEB Defendants, and the Seventeen County Board Member Defendants; (2) by Plaintiff SFI as to Defendant Raffensperger, SEB Defendants, and the Defendant Class Represented by the Gwinnett County Board of Registrations and Elections; and (3) Plaintiffs NGP and APRI as to all the NGP Plaintiffs Group's respective Defendants; Plaintiff GAMVP as to all the NGP Plaintiffs Group's respective Defendants except Spalding County Defendants; and Plaintiff Huynh as to all State Defendants and Fulton County Defendants)

249.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 248 in response to Paragraph 249 as if full set forth herein.

250.

The Forsyth Defendants deny that Plaintiffs have a cause of action under the NVRA against the Forsyth Defendants. By way of further response, the Forsyth Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

251.

The Forsyth Defendants show that the NVRA speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied.

252.

The Forsyth Defendants show that the NVRA speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied.

253.

The Forsyth Defendants show that Sec. 230 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied.

254.

The Forsyth Defendants show that the NVRA speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 254 and therefore deny same.

255.

The Forsyth Defendants show that the NVRA speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 255 and therefore deny same.

256.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 256 and therefore deny same.

257.

The Forsyth Defendants show that the NVRA and the Georgia Code speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied.

258.

The Forsyth Defendants deny that they have violated the NVRA in adjudicating voter challenges. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 258 and therefore deny same.

259.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 259 and therefore deny same.

260.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 260 and therefore deny same.

COUNT II

The S.B. 189 Section 5 “Nonresidential” Address Provision Violates the NVRA 8(b) uniformity and Nondiscrimination Provisions

52 U.S.C. §§ 20507(b)(1)

(Alleged by (1) Plaintiffs Georgia NAACP and GCPA as to Defendant Raffensperger, SEB Defendants, and the Seventeen County Board Member Defendants; (2) by Plaintiff SFI as to Defendant Raffensperger, SEB Defendants, and the Defendant Class Represented by the Gwinnett County Board of Registrations and Elections; and (3) by the NGP Plaintiffs Group as to the State Defendants and Fulton County Defendants, and by Plaintiffs DGP, GAMVP, and APRI also as to Macon-Bibb and Gwinnett County Defendants)

261.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 260 in response to Paragraph 261 as if full set forth herein.

262.

The Forsyth Defendants deny that Plaintiffs have a cause of action under the NVRA against the Forsyth Defendants. By way of further response, the Forsyth Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

263.

The Forsyth Defendants show that the NVRA speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied.

264.

The Forsyth Defendants show that the text of S.B. 189 and the NVRA speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 264 and therefore deny same.

265.

The Forsyth Defendants show that the text of S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 265 and therefore deny same.

266.

The Forsyth Defendants deny that they have violated the NVRA in adjudicating voter challenges. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 266 and therefore deny same.

267.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 267 and therefore deny same.

268.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 268 and therefore deny same.

269.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 269 and therefore deny same.

270.

The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the allegations set forth in Paragraph 270 and therefore deny same.

COUNT III

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)

(Alleged by Plaintiffs NGP and APRI as to Chatham, Forsyth, Gwinnett, and Spalding County Defendants, and by Plaintiff GAMVP as to Chatham, Forsyth, and Gwinnett County Defendants)

271.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 270 in response to Paragraph 271 as if full set forth herein.

272.

The Forsyth Defendants deny that Plaintiffs have a cause of action under the NVRA against the Forsyth Defendants. By way of further response, the Forsyth

Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

273.

The Forsyth Defendants show that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied. By way of further response, the Forsyth Defendants admit that its general program of list maintenance must conform to the NVRA but deny that they have engaged in any act or practice in violation of the NVRA, the Georgia constitution or the Constitution of the United States.

274.

The Forsyth Defendants deny the allegations set forth in Paragraph 274 against the Forsyth Defendants. The Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 274 and therefore deny same.

275.

The Forsyth Defendants deny that they have violated the NVRA in adjudicating voter challenges. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 275 and therefore deny same.

COUNT IV

SB 189 Section 4's Unhoused Voter Mailing Address Restriction Violates the NVRA 8(b) Uniform and Nondiscriminatory Provision

52 U.S.C. § 20507(b)

(Alleged by (1) Plaintiffs NGP and APRI as to State Defendants and Chatham, Fulton, and Macon-Bibb County Defendants, and by Plaintiff Huynh as to State Defendants and Fulton County Defendants; and (2) Plaintiffs Georgia NAACP and GCPA as to Defendant Raffensperger, SEB Defendants, and the Seventeen County Board Member Defendants)

276.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 275 in response to Paragraph 276 as if fully set forth herein.

277.

The Forsyth Defendants deny that Plaintiffs have a cause of action under the NVRA against the Forsyth Defendants. By way of further response, the Forsyth Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

278.

The Forsyth Defendants show that the text of the NVRA speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 278 and therefore deny same.

279.

The Forsyth Defendants show that the text of S.B. 189 and the NVRA speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. By way of further response, the Forsyth Defendants are without sufficient knowledge or information to form a belief as to the truth of the remaining allegations set forth in Paragraph 279 and therefore deny same.

COUNT V

SB 189 Section 4's Unhoused Voter Mailing Address Restriction Violates the Multiple NVRA 8(b) Notice Requirements

52 U.S.C. § 20507(a)(2), (c)(1)(B), (d)(1)-(2)

(Alleged by Plaintiffs NGP and APRI as the State Defendants and Chatham, Fulton, and Macon-Bibb County Defendants, and by Plaintiff Huynh as to State Defendants and Fulton County Defendants)

280.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 279 in response to Paragraph 280 as if full set forth herein.

281.

This Paragraph 281 fails to make factual allegations against Forsyth County and thus does not require a response from the Forsyth Defendants. By way of further response, the Forsyth Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied.

282.

This Paragraph 282 fails to make factual allegations against Forsyth County and thus does not require a response from the Forsyth Defendants. By way of further response, the Forsyth Defendants state that the NVRA speaks for itself and constitutes the best evidence of its content and meaning, and any allegations not contained therein are denied. To the extent this Paragraph 282 does make allegations against Forsyth County, such allegations as to Forsyth County are denied.

283.

This Paragraph 283 fails to make factual allegations against Forsyth County and thus does not require a response from the Forsyth Defendants. To the extent this Paragraph 283 does make allegations against Forsyth County, such allegations as to Forsyth County are denied. Otherwise, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 283.

284.

This Paragraph fails to make factual allegations against Forsyth County and thus does not require a response from the Forsyth Defendants. To the extent this Paragraph does make allegations against Forsyth County, such allegations as to Forsyth County are denied. Otherwise, the Forsyth Defendants are without knowledge

or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 284.

285.

This Paragraph 285 fails to make factual allegations against Forsyth County and thus does not require a response from the Forsyth Defendants. To the extent this Paragraph 285 does make allegations against Forsyth County, such allegations as to Forsyth County are denied. Otherwise, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 285.

286.

This Paragraph 286 fails to make factual allegations against Forsyth County and thus does not require a response from the Forsyth Defendants. To the extent this Paragraph 286 does make allegations against Forsyth County, such allegations as to Forsyth County are denied. Otherwise, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 286.

287.

This Paragraph 287 fails to make factual allegations against Forsyth County and thus does not require a response from the Forsyth Defendants. To the extent this Paragraph 287 does make allegations against Forsyth County, such allegations as to

Forsyth County are denied. Otherwise, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 287.

CONSTITUTIONAL CLAIMS:

COUNT VI

SB 189 Section 5's "Nonresidential Address" Provisions Violate the Fundamental Right to Vote

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

(Alleged by (1) Plaintiffs Georgia NAACP, GCPA, and VoteRiders as to Defendant Raffensperger, SEB Defendants, and Defendant Class Represented by the Gwinnett County Board of Registrations and Elections; and (2) by the NGP Plaintiffs Group as to State Defendants and Fulton County Defendants, and by Plaintiffs NGP, GAMVP, and APRI also as to Macon-Bibb and Gwinnett County Defendants)

288.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 287 in response to Paragraph 288 as if fully set forth herein.

289.

The Forsyth Defendants show that 42 U.S.C. § 1983 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 289 contains legal conclusions and opinions, no response is required.

290.

The Forsyth Defendants show the U.S. Constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 290 contains legal conclusions and opinions, no response is required.

291.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 291 contains legal conclusions and opinions, no response is required.

292.

The Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 292 and therefore deny same.

293.

The Forsyth Defendants show that Georgia law speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 293 contains legal conclusions and opinions, no response is required. By way of further response, the

Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 293 and therefore deny same.

294.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 294 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 294 and therefore deny same.

295.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 295 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 295 and therefore deny same.

296.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 296 contains legal

conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 296 and therefore deny same.

297.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 297 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 297 and therefore deny same.

COUNT VII

S.B. 189 Section 5 Violates the Fundamental Right to Vote as to Overseas and Military Voters

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

(Alleged by Plaintiff SFI as to Defendant Raffensperger, SEB Defendants, and Defendant Class Represented by the Gwinnett County Board of Registrations and Elections)

298.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 297 in response to Paragraph 298 as if fully set forth herein.

299.

The Forsyth Defendants show that 42 U.S.C. § 1983 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 299 contains legal conclusions and opinions, no response is required.

300.

The Forsyth Defendants show the U.S. Constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 300 contains legal conclusions and opinions, no response is required.

301.

The Forsyth Defendants show that Georgia's election law speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 301 contains legal conclusions and opinions, no response is required.

302.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 302 contains legal conclusions and opinions, no response is required. By way of further response, the

Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 302 and therefore deny same.

303.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 303 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 303 and therefore deny same.

304.

The Forsyth Defendants show that Sec. 230 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 304 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 304 and therefore deny same.

305.

The Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 305 and therefore deny same.

306.

The Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 306 and therefore deny same.

307.

To the extent Paragraph 307 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 307 and therefore deny same.

308.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 308 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 308 and therefore deny same.

309.

To the extent Paragraph 309 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without

knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 309 and therefore deny same.

310.

To the extent Paragraph 310 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 310 and therefore deny same.

COUNT VIII

S.B. 189 Section 4 Infringes on Unhoused Voters' Fundamental Voting Rights

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

(Alleged by (1) Plaintiffs Georgia NAACP, GCPA, and VoteRiders as to Defendant Raffensperger, SEB Defendants, and Defendant Class Represented by the Gwinnett County Board of Registration and Elections; and (2) Plaintiffs NGP and APRI as to SEB Defendants and Chatham, Fulton, and Macon-Bibb County Defendants, and by Plaintiff Huynh as to SEB Defendants and Fulton County Defendants)

311.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 310 in response to Paragraph 311 as if fully set forth herein.

312.

The Forsyth Defendants show that 42 U.S.C. § 1983 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not

contained therein are denied. Furthermore, to the extent Paragraph 312 contains legal conclusions and opinions, no response is required.

313.

The Forsyth Defendants show the U.S. Constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 313 contains legal conclusions and opinions, no response is required.

314.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 314 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 314 and therefore deny same.

315.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 315 contains legal conclusions and opinions, no response is required. By way of further response, the

Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 315 and therefore deny same.

316.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 316 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 316 and therefore deny same.

317.

The Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 317 and therefore deny same.

318.

To the extent Paragraph 318 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 318 and therefore deny same.

319.

To the extent Paragraph 319 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 319 and therefore deny same.

320.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 320 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 320 and therefore deny same.

COUNT IX

S.B. 189 Section 5's "Nonresidential" Address Provisions Violate Due Process

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

(Alleged by Plaintiffs Georgia NAACP, GCPA, and VoteRiders as to Defendant Raffensperger, SEB Defendants, and Defendant Class Represented by the Gwinnett County Board of Registrations and Elections)

321.

The Forsyth Defendants incorporate by reference its responses to Paragraphs

1 through 320 in response to Paragraph 321 as if fully set forth herein.

322.

The Forsyth Defendants show that 42 U.S.C. § 1983 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 322 contains legal conclusions and opinions, no response is required.

323.

The Forsyth Defendants show the U.S. Constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 323 contains legal conclusions and opinions, no response is required.

324.²

To the extent Paragraph 324 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 324 and therefore deny same.

325.

To the extent Paragraph 325 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without

² It appears that Paragraphs 324 – 327 should be one paragraph.

knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 325 and therefore deny same.

326.

To the extent Paragraph 326 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 326 and therefore deny same.

327.

To the extent Paragraph 327 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 327 and therefore deny same.

328.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 328 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 328 and therefore deny same.

329.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 329 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 329 and therefore deny same.

330.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 330 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 330 and therefore deny same.

331.

To the extent Paragraph 331 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 331 and therefore deny same.

332.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 332 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 332 and therefore deny same.

COUNT X

S.B. 189 Section 5 Violates Due Process as to Overseas and Military Voters

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

(Alleged by Plaintiff SFI as to Defendant Raffensperger, SEB Defendants, and Defendant Class Represented by the Gwinnett County Board of Registrations and Elections)

333.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 332 in response to Paragraph 333 as if fully set forth herein.

334.

The Forsyth Defendants show that 42 U.S.C. § 1983 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 334 contains legal conclusions and opinions, no response is required.

335.

The Forsyth Defendants show the U.S. Constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 335 contains legal conclusions and opinions, no response is required.

336.

The Forsyth Defendants show the U.S. Constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 336 contains legal conclusions and opinions, no response is required.

337.

The Forsyth Defendants show the U.S. Constitution and Georgia constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 337 contains legal conclusions and opinions, no response is required.

338.

The Forsyth Defendants show that Sec. 230 and S.B. 189 speak for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 338 contains legal conclusions and opinions, no response is required. By way of further response, the

Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 338 and therefore deny same.

339.

The Forsyth Defendants show that Sec. 230 and S.B. 189 speak for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 339 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 339 and therefore deny same.

340.

The Forsyth Defendants show that Sec. 230 and S.B. 189 speak for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 340 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 340 and therefore deny same.

341.

The Forsyth Defendants show that Sec. 230 and S.B. 189 speak for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 341 contains legal

conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 341 and therefore deny same.

342.

The Forsyth Defendants show that Sec. 230 and S.B. 189 speak for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 342 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 342 and therefore deny same.

343.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 343 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 343 and therefore deny same.

344.

To the extent Paragraph 344 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without

knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 344 and therefore deny same.

345.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 345 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 345 and therefore deny same.

346.

To the extent Paragraph 346 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 346 and therefore deny same.

347.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 347 contains legal conclusions and opinions, no response is required. By way of further response, the

Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 347 and therefore deny same.

348.

To the extent Paragraph 348 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 348 and therefore deny same.

349.

To the extent Paragraph 349 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 349 and therefore deny same.

COUNT XI

S.B. 189 Section 5 Violates the Equal Protection Clause of the Fourteenth Amendment

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

(Alleged by Plaintiffs SFI as to Defendant Raffensperger, SEB Defendants, and Defendant Class Represented by the Gwinnett County Board of Registrations and Elections)

350.

The Forsyth Defendants incorporate by reference its responses to Paragraphs

1 through 349 in response to Paragraph 350 as if fully set forth herein.

351.

The Forsyth Defendants show that 42 U.S.C. § 1983 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 351 contains legal conclusions and opinions, no response is required.

352.

The Forsyth Defendants show the U.S. Constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 352 contains legal conclusions and opinions, no response is required.

353.

The Forsyth Defendants show the U.S. Constitution speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 353 contains legal conclusions and opinions, no response is required.

354.

To the extent Paragraph 354 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without

knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 354 and therefore deny same.

355.

The Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 355 and therefore deny same.

356.

To the extent Paragraph 356 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 356 and therefore deny same.

357.

To the extent Paragraph 357 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 357 and therefore deny same.

358.

To the extent Paragraph 358 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without

knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 358 and therefore deny same.

359.

To the extent Paragraph 359 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 359 and therefore deny same.

CIVIL RIGHTS ACT CLAIM:

COUNT XII

S.B. 189 Section 5 Violates Title I of the Civil Rights Act

42 U.S.C. § 1983; 52 U.S.C. § 10101(a)(2)(A)

(Alleged by: (1) Plaintiff SFI as to Defendant Raffensperger, SEB Defendants, and Defendant Class Represented by the Gwinnett County Board of Registrations and Elections; and (2) the NGP Plaintiffs Group as to State Defendants and Fulton County Defendants, and by NGP, GAMVP, and APRI also as to Macon-Bibb and Gwinnett County Defendants)

360.

The Forsyth Defendants incorporate by reference its responses to Paragraphs 1 through 359 in response to Paragraph 360 as if fully set forth herein.

361.

The Forsyth Defendants show the Civil Rights Act of 1964 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not

contained therein are denied. Furthermore, to the extent Paragraph 361 contains legal conclusions and opinions, no response is required.

362.

The Forsyth Defendants show that 42 U.S.C. § 1983 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 362 contains legal conclusions and opinions, no response is required.

363.

The Forsyth Defendants show the Civil Rights Act of 1964 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 363 contains legal conclusions and opinions, no response is required.

364.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 364 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 364 and therefore deny same.

365.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 365 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 365 and therefore deny same.

366.

The Forsyth Defendants show that S.B. 189 speaks for itself and constitutes the best evidence of its content and meaning and any allegations not contained therein are denied. Furthermore, to the extent Paragraph 366 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 366 and therefore deny same.

367.

To the extent Paragraph 367 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 367 and therefore deny same.

368.

To the extent Paragraph 368 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 368 and therefore deny same.

369.

To the extent Paragraph 369 contains legal conclusions and opinions, no response is required. By way of further response, the Forsyth Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations set forth in Paragraph 369 and therefore deny same.

WHEREFORE, having answered Plaintiffs' Consolidated First Amended Complaint for Injunctive and Declaratory Relief and stated defenses and objections, the Forsyth Defendants respectfully request that Plaintiffs' claims be dismissed, Plaintiffs' prayers for relief be denied in each and every particular with all costs taxed to the Plaintiffs, and the Forsyth Defendants be granted such other relief as this Court may deem just and proper.

(signature on following page)

Respectfully submitted this 17th day of January 2025.

JARRARD & DAVIS, LLP

/s/ Patrick D. Jaugstetter

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Counsel for Forsyth County Defendants

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CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 5.1

The undersigned hereby certifies that the foregoing document has been prepared in accordance with the font type and margin requirements of Local Rule 5.1 of the Northern District of Georgia, using a font type of Times New Roman and a point size of 14.

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Counsel for Forsyth County Defendants

CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2025, I electronically filed the foregoing ANSWER AND AFFIRMATIVE DEFENSES OF FORSYTH COUNTY DEFENDANTS with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to all attorneys of record.

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