

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE**

New Hampshire Youth Movement,

Plaintiff,

v.

David M. Scanlan, in his official capacity as
New Hampshire Secretary of State,

Defendant.

Case No. 1:24-cv-00291-SE-TSM

**PLAINTIFF’S RESPONSE TO REPUBLICAN AMICI’S BRIEF IN SUPPORT OF
DEFENDANT’S MOTION TO DISMISS THE FIRST AMENDED COMPLAINT**

INTRODUCTION

The amicus brief submitted by the Republican National Committee and the New Hampshire Republican Committee, ECF No. 55 (“Br.”), strays far from the few merits arguments made by the Secretary and fails to engage with the detailed factual allegations in Youth Movement’s Amended Complaint, ECF No. 50 (“Complaint”). The Court can largely disregard it, but Youth Movement briefly addresses Amici’s arguments below.

ARGUMENT

I. Amici’s arguments are not properly before the Court because only Amici make them.

Much of the amicus brief should be disregarded because it goes far beyond the arguments made by the Secretary. “[A] district court should not consider arguments raised by amici that go beyond the issues properly raised by the parties.” *Victim Rts. L. Ctr. v. Rosenfelt*, 988 F.3d 556, 564 n.8 (1st Cir. 2021). There is “no authority which allows an amicus to interject into a case issues which the litigants, whatever their reasons might be, have chosen to ignore.” *McCoy v. Mass. Inst.*