IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION

FLORIDA DECIDES HEALTHCARE, FLORIDARIGHTTOCLEAN WATER.ORG, *et al.*,

Plaintiffs

v.

CORD BYRD, in his official capacity as Secretary of State of Florida, *et al.*,

Defendants.

Case No. 4:25-cv-00211-MW-MAF

RTCW PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION

Plaintiffs FloridaRighttoCleanWater.org ("Florida Right to Clean Water" or "RTCW") and Melissa Martin move for a preliminary injunction against all Defendants.

For the reasons explained in RTCW Plaintiffs' Memorandum of Law, they seek to preliminarily enjoin:

- Enforcement of Fla. Stat. § 100.371(4)(b)(2), which prohibits individuals who are not United States citizens from collecting signatures or initiative petitions and registering as petition circulators; Fla. Stat. § 100.371(4)(c)(7), which requires applicants seeking to register as petition circulators to disclose if they are United States citizens; and Fla. Stat. § 100.371(4)(g), which makes an initiative sponsor liable for a $50,000 fine "for each person the sponsor knowingly allows to collect petition forms" in violation of this noncitizen bar.
- Enforcement of Fla. Stat. § 100.371(4)(b)(3), which prohibits individuals who are not Florida residents from collecting signatures or initiative petitions and registering as petition circulators; Fla. Stat. § 100.371(4)(c)(8), which requires applicants seeking to register as petition circulators to disclose if they are Florida residents; and Fla. Stat. § 100.371(4)(g), which makes an initiative sponsor liable for a $50,000 fine "for each person the sponsor knowingly allows to collect petition forms" in violation of this non-resident bar.

- Enforcement of Fla. Stat. § 100.371(3)(d), which requires that petition circulators complete the Petition Circulator's Affidavit and accompanying oath on each petition form that they circulate.
- Enforcement of Fla. Stat. § 100.371(4)(a), which requires that all persons apply to be petition circulators and be registered as petition circulators before they may "collect, deliver, or otherwise physically possess more than 25 signed petition forms in addition to his or her own signed petition form or a signed petition form belonging to an immediate family member," and enforcement of Fla. Stat. § 97.021(28), which includes uncompensated individuals within the definition of petition circulators.
- Enforcement of Fla. Stat. § 104.188(2), which makes any violation of Fla. Stat. § 100.371(4)(a) a third-degree felony, and Fla. Stat. § 104.187, which makes any violation of Fla. Stat. § 100.371(4)(a) a second-degree misdemeanor.

SCHEDULING

RTCW Plaintiffs join in FDH Plaintiffs' request for a telephonic scheduling conference as soon as the Court is available, and request an expedited briefing schedule on this motion. To the extent that this Court

orders expedited briefing and argument in response to any plaintiff's motion, RTCW Plaintiffs seek to be heard on the same schedule—RTCW Plaintiffs seek to enjoin multiple provisions of H.B. 1205 that are also the subject of other plaintiffs' motions. In addition to the attached Memorandum in support, RTCW Plaintiffs have attached declarations establishing standing and irreparable harm as to the requests for relief that overlap with other plaintiffs' motions, as well as RTCW Plaintiffs' distinct claims, to assist the Court with deciding the motion on an expedited basis.

ORAL ARGUMENT

Plaintiffs request one hour of oral argument in support of this motion.

Respectfully submitted on this 2nd day of June, 2025,

/s/ Simone Leeper
Simone Leeper (Fla. Bar No. 1020511)
Danielle Lang (D.C. Bar No. 1500218)*
Brent Ferguson (D.C. Bar No. 1782289)*
Alexandra Copper (Cal. Bar No. 335528)*
Heather Szilagyi (D.C. Bar No. 90006787)*
Ellen Boettcher (D.C. Bar No. 90005525)*
Melissa Neal (D.C. Bar No. 90018637) †
Kunal Dixit (D.C. Bar No. 90029821) †
CAMPAIGN LEGAL CENTER
1101 14th Street NW, Ste. 400

Washington, DC 20005
(202) 736-2200
sleeper@campaignlegalcenter.org
dlang@campaignlegalcenter.org
bferguson@campaignlegalcenter.org
acopper@campaignlegalcenter.org
hszilagyi@campaignlegalcenter.org
eboettcher@campaignlegalcenter.org
mneal@campaignlegalcenter.org
kdixit@campaignlegalcenter.org

Counsel for Plaintiffs FloridaRighttoCleanWater.org and Melissa Martin
*admitted *pro hac vice*
†*pro hac vice* motion forthcoming

LOCAL RULE 7.1(B) CERTIFICATION

Counsel for Plaintiffs FloridaRighttoCleanWater.org and Melissa Martin have conferred via email with counsel for Plaintiffs Florida Decides Health Care, et al., Smart and Safe Florida, and the League of Women Voters of Florida, League of Women Voters of Florida Education Fund, Inc., League of United Latin American Citizens, Cecile Scoon, and Debra Chandler, who do not oppose Plaintiffs' motion for preliminary injunction. Counsel for Plaintiffs have also conferred with and received the following responses from counsel for Defendants who have entered appearances:

- Defendant Secretary of State Cord Byrd: Counsel responded via email, "The Secretary opposes the PI motion."
- Defendant Supervisor of Elections for Alachua County: Counsel responded via email, "no objection."
- Defendant Supervisor of Elections for Brevard County: Counsel responded via email, "I represent the Brevard County Supervisor of Elections. For each of your anticipated motions, unopposed."
- Defendants Supervisors of Elections for Charlotte, Collier, Indian River, Lake, Lee, Manatee, Marion, Monroe, Paso, and Seminole Counties: Counsel responded via email, "Does the motion seek relief against the Supervisors? What relief does it seek?" Plaintiffs' counsel responded to that email but have not received additional communication regarding their position on the motion.
- Defendants Supervisors of Elections for Clay, Martin, Osceola, Palm Beach, Polk, and St. Lucie Counties: Counsel responded via email, "no position."

- Defendants Supervisor of Elections for DeSoto, Flagler, Highlands, Gilchrist, Jefferson, Madison, Union, and Liberty Counties: Counsel responded via email, "My clients also take no position on the motion."
- Defendant Supervisor of Elections for Sarasota County: Counsel responded via email, "no position."
- Defendant Supervisor of Elections for Escambia County: Counsel responded via email, "no position."
- Defendant Supervisor of Elections for Hernando County: Counsel responded via email, "no position."
- Defendant Supervisor of Elections for Leon County: Counsel responded via email, "no position."
- Defendant Supervisor of Elections for Miami-Dade County: Counsel responded via email, "Supervisor Garcia does not take a position on the Motion at this time except that, in accordance with Florida law, the Supervisor does not consent to any of the relief requested therein."
- Defendant Supervisor of Elections for Okaloosa County: Counsel responded via email, "no position."

- Defendant Supervisor of Elections for Pinellas County: Counsel responded via email, "no position."
- Defendant Supervisor of Elections for Sarasota County: Counsel responded via email, "no position."

Counsel for Plaintiffs attempted to confer over email with Counsel for the following Defendants but as of the time of filing have not received a response:

- Defendant Attorney General James Uthmeier;
- Defendants Supervisor of Elections for Baker, Bay, Bradford, Calhoun, Columbia, Dixie, Franklin, Gadsden, Gulf, Hamilton, Jackson, Lafayette, Nassau, Putnam, Santa Rosa, St. Johns, Sumter, Suwannee, Taylor, Wakulla, Walton, and Washington Counties;
- Defendant Supervisor of Elections for Broward County;
- Defendant Supervisor of Elections for Citrus County;
- Defendants Supervisors of Elections for Glades, Hardee, Hendry, Holmes, Levy, and Okeechobee Counties;
- Defendant Supervisor of Elections for Hillsborough County
- Defendants State Attorneys

- Intervenor-Defendants Republican Party of Florida

At this time, counsel for Plaintiffs cannot confer with counsel for Defendants Jerry Holland, Duval County Supervisor of Elections and Karen Castor Dentel, Orange County Supervisor of Elections, because they have yet to appear in this action.

/s/ Simone Leeper
Simone Leeper

Counsel for Plaintiffs
FloridaRighttoCleanWater.org
and Melissa Martin

LOCAL RULE 7.1(F) CERTIFICATION

The undersigned counsel certifies, pursuant to N.D. Fla. Loc. R. 7.1(F), that this Motion contains 466 words, excluding the case style, signature block, and Local Rule 7.1 Certificate.

/s/ Simone Leeper
Simone Leeper

Counsel for Plaintiffs
FloridaRighttoCleanWater.org
and Melissa Martin