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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

CASE NO: 2:25-cv-09149-DOC-ADS

Plaintiff,

MOTION FOR ORDER TO
PRODUCE RECORDS PURSUANT
TO 52 U.S.C. § 20701, *et seq.*

v.

Hon. David O. Carter

SHIRLEY WEBER, in her official
capacity as Secretary of State of the
State of California, and the STATE
OF CALIFORNIA,

Hearing Date: _____

Defendant(s).

Time: _____

Courtroom: _____

**MOTION FOR ORDER TO SHOW CAUSE WHY DEFENDANTS SHOULD
NOT BE COMPELLED TO PRODUCE RECORDS DEMANDED
PURSUANT TO THE CIVIL RIGHTS ACT OF 1960**

Plaintiff, UNITED STATES OF AMERICA, by and through the Attorney General, pursuant to Title III of the Civil Rights Act of 1960 (“CRA”), 52 U.S.C. § 20701, *et seq.*, hereby moves this Honorable Court for an Order to Produce Records requiring Defendants, the STATE OF CALIFORNIA and SHIRLEY WEBER, Secretary of State, to be compelled to produce the documents requested by Plaintiff.

1 The United States offers the attached Memorandum of Law, Declaration of Eric
2 Neff, and Exhibits, in Support of its Motion to Show Cause.

3 **Introduction**

4 The Attorney General has been tasked by Congress with enforcement
5 authority for both the National Voter Registration Act (“NVRA”) and the Help
6 America Vote Act (“HAVA”). *See* 52 U.S.C. § 20510(a) and 52 U.S.C. § 21111.
7 Both statutes require Defendants to conduct specified maintenance of California’s
8 voter registration list. These requirements are an integral measure to ensure that
9 Defendants’ statewide voter registration lists (“SVRL”) are accurate. Ensuring the
10 accuracy of the list of eligible voters preserves the integrity of Defendants’ federal
11 election procedures.

12 Pursuant to Section 301 of the CRA, 52 U.S.C. § 20701, “every officer of
13 election shall retain and preserve, for a period of twenty-two months from the date
14 of any general, special, or primary election of which candidates for the office of
15 President, Vice President, presidential elector, Member of the Senate, Member of
16 the House of Representatives, or Resident Commissioner from the Commonwealth
17 of Puerto Rico are voted for, all records and papers which come into his possession
18 relating to any *application, registration, payment of poll tax, or other act requisite*
19 *to voting in such election[.]*” (emphasis added).

20 Further, Section 303 of the CRA provides, “Any record or paper required by
21 section 301 to be retained and preserved shall, *upon demand in writing by the*
22 *Attorney General* or his representative directed to the person having custody,
23 possession, or control of such record or paper, be made available for inspection,
24 reproduction, and copying at the principal office of such custodian by the Attorney
25 General or his representative. This demand shall contain a statement of the basis and
26 the purpose therefor.” 52 U.S.C. § 20703 (emphasis added).

27 The United States has properly demanded records from Defendants pursuant
28 to these Federal statutes and Defendants have failed to comply as detailed in the

1 Memorandum of Law in Support of this Motion, and exhibits filed
2 contemporaneously herein. The United States brings this action and files this Motion
3 to compel Defendants to produce the requested records forthwith.

4 Section 305 of the CRA, 52 U.S.C. § 20705, provides that “[t]he United States
5 District Court for the district in which a demand is made pursuant to Section 303, or
6 in which a record or paper so demanded is located, shall have jurisdiction by
7 appropriate process to compel the production of such record of paper.

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Prayer for Relief

10 For the foregoing reasons, Plaintiff requests that this Court enter an Order
11 directing Defendants to produce the demanded records. Plaintiff further requests this
12 Court:

- 13 A. Order Defendants to produce an electronic copy of the California statewide
14 Voter Registration List, to include each registrant’s name, date of Birth,
15 address, and as required by HAVA, the last four digits of the registrant’s
16 social security number, driver’s license/state identification number or the
17 unique HAVA identifier;
- 18 B. Order Defendants to produce the other documents demanded by the
19 Attorney General to ascertain Defendants’ compliance with federal law;
20 specifically, the National Voter Registration Act (“NVRA”), 52 U.S.C. §
21 20501, *et seq.*, and the Help America Vote Act of 2002 (“HAVA”), 52
22 U.S.C § 20901, *et seq.*;
- 23 C. Order Defendants to submit electronically to the Attorney General, Civil
24 Rights Division Voting Section, within 5 (five) days of this order;
- 25 D. Order Defendants to produce all documents requested immediately; and
- 26 E. Grant such other and further relief as the Court may deem just and proper.

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DATED: December 1, 2025

Respectfully submitted,

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/s/ Brittany Bennett
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CERTIFICATE OF SERVICE

I hereby certify that on December 1, 2025, a true and correct copy of the foregoing document was served via the Court’s ECF system to all counsel of record.

/s/ Brittany E. Bennett
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