

**IN THE CIRCUIT COURT OF
COLE COUNTY, MISSOURI**

JAKE MAGGARD et al.,)

Plaintiffs,)

v.)

STATE OF MISSOURI et al.,)

Defendants.)

Case No. _____

**PLAINTIFFS' MOTION TO EXPEDITE TRIAL ON THE MERITS AND
SUGGESTIONS IN SUPPORT**

Plaintiffs respectfully move to have this case set for trial on the earliest possible date convenient for the Court. Plaintiffs have good cause for this request: This matter involves the constitutional right to referendum and districting for next year's congressional midterms, for which candidate filing begins on February 24, 2026. Plaintiffs therefore stand ready for trial on this straightforward—but highly important—matter. In support, Plaintiffs state as follows:

1. On December 9, 2025, the Secretary of State received 691 boxes of signed petitions with more than 300,000 signatures for the referendum for House Bill 1 (“HB1”)—an act creating new congressional districts in Missouri—and denominated the referendum 2026-R004.

2. As of December 11, 2025, the State of Missouri and its officers have claimed that HB1 is in effect.

3. Plaintiffs filed suit on December 23, 2025.

4. Plaintiffs seek a declaration from the Court that HB1 is suspended until voters approve or reject the legislation through the constitutional referendum process. Plaintiffs further ask the Court to enjoin use of HB 1's congressional map for any primary or general election before that referendum vote is completed.

5. This suit is ripe for expedited resolution. Due to the nature of Plaintiffs' single count, their petition poses questions of law for which there is no serious factual dispute.

6. Plaintiffs' constitutional right to referendum will be irreparably harmed if Missouri officials are allowed to circumvent it.

7. There is an undeniable public interest in ensuring clarity for candidates, voters, and election officials alike as soon as possible.

8. Therefore, Plaintiffs suggest that this matter be set for a two-hour hearing as soon as allowable by the Court's schedule, when all parties and the Court are available.

WHEREFORE, Plaintiffs request this Court:

A. Establish an expedited schedule for briefing and hearing; and

B. Allow to Plaintiffs such other and further relief as the Court deems just and equitable.

Respectfully submitted,

**AMERICAN CIVIL LIBERTIES UNION
OF MISSOURI FOUNDATION**

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**Pro hac vice forthcoming*