

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

JAKE MAGGARD et al.,)

Plaintiffs,)

v.)

STATE OF MISSOURI et al.,)

Defendants.)

Case No. 25AC-CC09120

**PLAINTIFFS’ MOTION FOR PRELIMINARY INJUNCTION AND
CONSOLIDATION WITH HEARING ON MERITS**

Pursuant to Rule 92.02(c), Mo. S. Ct. R., Plaintiffs Jake Maggard and Gregg Lombardi move for a preliminary injunction. Additionally, pursuant to Rule 92.02(c)(3), Plaintiffs request that the Court order trial on the merits to be advanced and consolidated with the preliminary-injunction hearing.

Plaintiffs’ petition presents a purely legal question for which immediate resolution is both appropriate and required. Under longstanding and well-settled precedent, House Bill 1 (“HB1”) was suspended upon the submission of 691 boxes of signed referendum petitions to the Secretary of State’s office. Unless and until the Secretary of State issues a certificate of insufficiency (or a final ruling is otherwise made invalidating the referendum), HB1 is suspended, the new congressional map cannot be used, and Plaintiffs are entitled to the relief sought in their petition: a declaration that HB1 is suspended pending the referendum vote and an injunction prohibiting Defendants from using HB1’s new congressional

map. Given that any violation of the People's referendum rights constitutes significant and irreparable injury, the equities further support immediate relief.

Bond should be waived or set at a nominal amount because there will be no demonstrable harm to Defendants if HB1 is declared suspended and its use is enjoined until the referendum process is completed.

WHEREFORE, Plaintiffs request this Court:

- A. Establish an expedited schedule for briefing and hearing;
- B. Advance and consolidate trial on the merits with the preliminary-injunction hearing and enter a permanent injunction against enforcement of HB1 or, failing that, a preliminary injunction against enforcement of HB1;
- C. Waive bond or set bond in a nominal amount; and
- D. Allow to Plaintiffs such other and further relief as the Court deems just and equitable.

Respectfully submitted,

**AMERICAN CIVIL LIBERTIES UNION
OF MISSOURI FOUNDATION**

s/ Tori Schafer

Tori Schafer, No. 74359

Jonathan D. Schmid, No. 74360

906 Olive Street, Suite 1130

St. Louis, Missouri 63101

(314) 652-3114

tschafer@aclu-mo.org

jschmid@aclu-mo.org

PERKINS COIE LLP

Kevin J. Hamilton*

Matthew P. Gordon*

Jonathan P. Hawley*

1301 Second Avenue, Suite 4200

Seattle, Washington 98101

(206) 359-8000

KHamilton@perkinscoie.com

MGordon@perkinscoie.com

JHawley@perkinscoie.com

Counsel for Plaintiffs

**Pro hac vice*

CERTIFICATE OF SERVICE

I hereby certify that on January 14, 2026, a true and correct copy of the above was filed with the Court's electronic filing system to be served by electronic methods on counsel for all parties entered in the case.

s/ Tori Schafer
Attorney for Plaintiffs

Not an Official Court Document
RETRIEVED FROM DEMOCRACYDOCKET.COM