

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

COMMUNICATION WORKERS OF  
AMERICA LOCAL 3204,  
COMMUNICATION WORKERS OF  
AMERICA LOCAL 3204 RETIRED  
MEMBERS COUNCIL, and BLACK  
VOTERS MATTER FUND,

*Plaintiffs,*

v.

BRAD RAFFENSPERGER, in his  
official capacity as Secretary of State  
for the State of Georgia,

*Defendant.*

Case No. 1:26-cv-01170-VMC

**PLAINTIFFS' NOTICE OF DEFENDANT'S SUPPLEMENTAL  
PRODUCTION**

In his motion to dismiss, the Secretary argued that Plaintiffs' claims fail in part because he planned to "produce promptly" copies of the "exemplar notices" issued to voters whose registrations were cancelled during the Secretary's mass purge. Mot. Dismiss 25 n.7, ECF No. 14-1. On April 30, 2026, Secretary Raffensperger provided a small and incomplete supplemental production—over seven months after Plaintiffs' initial NVRA request for those materials and over eleven weeks after this litigation began. Far from supporting dismissal, the

Secretary's late and woefully deficient production confirms that he has withheld (and continues to withhold) records required to be made available for public inspection under the NVRA. *See* 52 U.S.C. § 20507(i).

The production consisted of a handful of sample letters notifying voters as to a possible change in their voter registration status. Standing alone, those letters reveal little. The Secretary continues to withhold pertinent records concerning, for instance, when each type of letter was sent to voters; which voters received which letters; and whether the letters were initial or follow-up notices. Plaintiffs requested such records from the outset, *see* Letter from Uzoma Nkwonta, Pls.' Couns., to Brad Raffensperger, Ga. Sec'y of State (Sep. 22, 2025) at 3–4, ECF No. 1-1 (Requests No. 1–2), but the Secretary has refused to provide them notwithstanding the NVRA's command to make available “all records concerning the implementation” of a voter removal program, 52 U.S.C. § 20507(i).

Those missing records are crucial in determining whether a voter was properly removed from the rolls. The NVRA, for instance, permits a voter's registration to be canceled for a change in residence only if the voter (1) confirms their address change in writing, or (2) receives a notice that complies with the statute, fails to respond, and then also fails to vote in the following two general elections *after* receiving the notice. *Id.* § 20507(d)(1). Without knowing *when* notices were sent, and to whom, Plaintiffs cannot assess whether Secretary Raffensperger complied with these

requirements before removing voters that he deemed to be nonresidents. These uncertainties are causing ongoing harm to Plaintiffs' registration programs and make it impossible to determine whether previously-registered members and constituents have been lawfully removed. *See* Opp'n Mot. Dismiss 12–14, 19–21, ECF No. 15.

Dated: May 21, 2026

Adam M. Sparks  
Ga. Bar. No. 341578  
**KREVOLIN & HORST, LLC**  
1201 W. Peachtree St., NW  
Suite 3500, One Atlantic Center  
Atlanta, GA 30309  
Tel: (404) 888-9700  
Fax: (404) 888-9577  
Email: sparks@khlawfirm.com

Respectfully submitted,

/s/ Uzoma N. Nkwonta

Uzoma N. Nkwonta\*  
Branden D. Lewiston\*  
Marcos Mocine-McQueen\*  
Max C. Accardi\*  
**ELIAS LAW GROUP LLP**  
250 Massachusetts Avenue NW, Suite 400  
Washington, D.C. 20001  
unkwonta@elias.law  
blewiston@elias.law  
mmcqueen@elias.law  
maccardi@elias.law  
Tel: (202) 968-4652

*Counsel for Plaintiffs*

\*Appearing pro hac vice

**CERTIFICATE OF COMPLIANCE**

Pursuant to Local Rule 7.1D, NDGa, the undersigned counsel hereby certifies that the foregoing document complies with the font and point selections approved by the Court in Local Rule 5.1C, NDGa. This document was prepared on a computer using Times New Roman font (14 point).

This 21st day of May, 2026.

/s/ Uzoma N. Nkwonta  
Uzoma N. Nkwonta

RETRIEVED FROM DEMOCRACYDOCKEY.COM