

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

STATE OF CALIFORNIA, *et al.*,

Plaintiffs,

v.

Case No. 1:26-cv-11581-IT

DONALD J. TRUMP, in his official
capacity as President of the United States,
et al.,

Defendants,

STATE OF MISSOURI, STATE OF
ALABAMA, STATE OF FLORIDA,
STATE OF INDIANA, STATE OF
KANSAS, STATE OF LOUISIANA,
STATE OF MONTANA, STATE OF
NEBRASKA, STATE OF OKLAHOMA,
STATE OF SOUTH CAROLINA, STATE
OF SOUTH DAKOTA, and STATE OF
TEXAS,

Intervenor Defendants.

**ALABAMA, FLORIDA, INDIANA, KANSAS, LOUISIANA, MISSOURI, MONTANA,
NEBRASKA, OKLAHOMA, SOUTH CAROLINA, SOUTH DAKOTA AND TEXAS'S
MOTION TO INTERVENE**

Pursuant to Rule 24(b)(1)(B) of the Federal Rules of Civil Procedure, Alabama, Florida, Indiana, Kansas, Louisiana, Missouri, Montana, Nebraska, Oklahoma, South Carolina, South Dakota, and Texas (“Intervener States”) hereby respectfully move for leave to intervene as defendants in the above-captioned action. The Intervener States submit a Proposed Motion to Transfer with this motion.

As set forth in the accompanying memorandum, the Intervener States satisfy each of the requirements for intervention as of right because the motion is timely; the Intervener States have

a concrete interest in receiving the resources ordered in Executive Order No. 14399 and in seeing increased security for mail ballots cast in their elections; these interests would be impaired if plaintiffs' lawsuit succeeds; and Intervener States are not adequately represented by the federal government under this case's particular circumstances. The Intervener States also satisfy the requirements for permissive intervention because the motion is timely; the Intervener States will raise defenses that share many common questions with the claims and defenses of the parties; and allowing the Intervener States to intervene will neither delay this litigation nor prejudice anyone.

WHEREFORE, the Intervener States respectfully request that the Court grant their motion for intervention in the above-captioned action.

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Date: April 21, 2026

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on April 21, 2026, the above was filed electronically through the Court's electronic filing system to be served electronically on counsel for the parties.

/s/ Louis J. Capozzi III

CERTIFICATE OF CONFERRAL

I certify that I conferred in good faith with the parties' counsel about the States' motion to intervene. After conferral, Plaintiffs States provided the following position: "Plaintiff States have not had adequate time to confirm a position on the motion to intervene but will promptly advise the parties and the Court of their position and reserve the right to oppose the motion. Plaintiff States would also consent to the filing of a timely amicus brief." The United States provided the following position: "The United States opposes the request for intervention as of right, and takes no position on the request for permissive intervention. The United States would also consent to the filing of a timely amicus brief."

/s/ Louis J. Capozzi III

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