

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE**

Coalition for Open Democracy,

Plaintiff,

vs.

**David M. Scanlan, in his official
capacity as New Hampshire
Secretary of State and, John
Formella, in his official capacity
as New Hampshire Attorney
General,**

Defendants.

Case No. 1:26-cv-647

PLAINTIFF'S MOTION FOR A PRELIMINARY INJUNCTION

Pursuant to Federal Rule of Civil Procedure 65, Plaintiff Coalition for Open Democracy ("Open Democracy") hereby moves for a preliminary injunction enjoining Defendants David M. Scanlan, in his official capacity as New Hampshire Secretary of State and, John Formella, in his official capacity as New Hampshire Attorney General (collectively, "Defendants") from implementing or enforcing HB 323, which unconstitutionally burdens the ability of young people to vote by excluding student IDs from the list of photo identification accepted as proof of identity when obtaining a ballot to vote; and from implementing or enforcing Defendant Scanlan's April 23, 2026 directive, which unconstitutionally expands HB 323 to apply to the list of identification accepted as proof of identity for the purpose of registering to vote.

HB 323 violates the First, Fourteenth, and Twenty-Sixth Amendments of the United States Constitution. Defendant Scanlan's April 23, 2026 directive violates the First, Fourteenth, and Twenty-Sixth Amendments of the United States Constitution and the Separation of Powers provision of the New Hampshire Constitution, N.H. Const. Pt. 1, art. 37th.

In support of this Motion, Plaintiffs submit the accompanying Memorandum of Law, as well as the individual declaration of C. Olivia Zink, Executive Director at Open Democracy. A proposed order is attached.

Dated: August 11, 2026

Respectfully submitted,

/s/ Henry Quillen

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