

**IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA**

THE NEW GEORGIA PROJECT,

Plaintiff,

v.

MARY CAROLE COONEY, in her official capacity as Chair of the Fulton County Registration & Elections Board; VERNETTA KEITH NURIDDIN, in her official capacity as Vice Chair of the Fulton County Registration & Elections Board; KATHLEEN RUTH, in her official capacity as a Member of the Fulton County Registration & Elections Board; AARON JOHNSON, in his official capacity as a Member of the Fulton County Registration & Elections Board; MARK WINGATE, in his official capacity as a Member of the Fulton County Registration & Elections Board,

Defendants.

Civil Action No. 2020CV343646

EMERGENCY RELIEF REQUESTED

PLAINTIFF'S EMERGENCY MOTION FOR TEMPORARY RESTRAINING ORDER

Pursuant to O.C.G.A. § 9-11-65, O.C.G.A. § 9-6-20, and O.C.G.A. § 21-2-385, Plaintiff The New Georgia Project ("NGP") hereby moves this Court for an emergency temporary restraining order and writ of mandamus, with an accompanying memorandum of points and authorities filed contemporaneously and a proposed order granting the relief requested herein. Plaintiff requests that the Court consider this Emergency Motion on an expedited basis. This Emergency Motion asks the Court to order Defendants to make certain additional dates available for advance voting as required by Georgia law. The dates in question are quickly approaching. Providing full statutorily-defined advance voting access is crucial to NGP's mission and will ensure that more Georgia voters are enfranchised.

Defendants' failure to comply with the Georgia Election Code limits the ability of Plaintiff's members to cast their vote in the runoff election. If Plaintiff's request is not approved before December 31, 2020—and, indeed, as soon as possible so that the availability of advance voting on that date can be adequately publicized—many voters, including Plaintiff's members and constituents, will be disenfranchised.

WHEREFORE, Plaintiff requests that this Court issue an order requiring Defendants to allow advance voting access during regular business hours on December 31, 2020, and January 4, 2021, and permit any voters seeking to cast their ballots on those dates to vote in compliance with O.C.G.A. § 21-2-385.

Respectfully submitted on this 16th day of December 2020.

KREVOLIN & HORST, LLC

/s/ Adam M. Sparks

Adam M. Sparks

Georgia Bar No. 341578

One Atlantic Center

1201 W. Peachtree Street, NW, Ste. 3250

Atlanta, GA 30309

Telephone: (404) 888-9700

Facsimile: (404) 888-9577

sparks@khlawfirm.com

Marc E. Elias (DC #442007)*

Jyoti Jasrasaria (DC #1671527)*

Joel J. Ramirez (CA # 320047)*

PERKINS COIE LLP

700 Thirteenth Street NW, Suite 800

Washington, DC 20005

(202) 654-6200

William B. Stafford (WA #39849)*

PERKINS COIE LLP

1201 Third Avenue, Suite 4900

Seattle, Washington 98101

(206) 359-8000

Elise S. Edlin (CA #2937565)*
PERKINS COIE LLP
505 Howard Street, Suite 1000
San Francisco, CA 94105
(415) 344-7000

*Attorneys for Plaintiff
The New Georgia Project*

**Pro hac vice admission pending*