

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

KELVIN LEON JONES, et al.,

Plaintiffs,

v.

RON DESANTIS, in his official capacity as
Governor of Florida, et al.,

Defendants.

Consolidated Case
No. 4:19-cv-300-RH-CAS

**PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION OR, IN THE
ALTERNATIVE, FOR FURTHER RELIEF**

Plaintiffs, by and through their attorneys, move the Court pursuant to Rule 65(a) of the Federal Rules of Civil Procedure for a preliminary injunction enjoining Defendants from enforcing the provisions of SB7066 that require payment of financial obligations for automatic restoration of the right to vote. In support thereof, Plaintiffs state as follows:

1. On November 6, 2018, more than 5 million Florida voters approved a sweeping change to Florida's system of felony disenfranchisement by passing Amendment 4 to the Florida Constitution with 64.55 percent of voters in support.
2. On May 2, 2019, the Florida Legislature enacted SB7066.

3. On June 28, 2019, Governor DeSantis signed SB7066 into law. It became effective July 1, 2019.

4. Plaintiff Martinez filed suit on June 15, 2019. The *Gruver* and *Raysor* Plaintiffs and Plaintiff Jones filed their complaints on June 28, 2019. The *McCoy* Plaintiffs filed their complaint on July 1, 2019.

5. Plaintiffs filed a memorandum in support of preliminary relief on August 2, 2019, ECF No. 98-1, addressing all necessary elements for the entry of a preliminary injunction, as well as declarations and studies supporting Plaintiffs' claims.

WHEREFORE, Plaintiffs respectfully move that the Court enter an order:

- A. restraining and enjoining Defendants from enforcing the provisions of Fla. Stat. §§ 98.0751(1)–(2)(a) that require payment of any financial obligations before automatic restoration of the right to vote;
- B. restraining and enjoining Defendants from enforcing the provisions of SB7066 that modify the uniform voter registration application by amending Fla. Stat. §§ 97.052(2)(t)–(u);
- C. declaring those provisions unconstitutional in derogation of the First, Fourteenth, and Twenty-Fourth Amendments;
- D. declaring that individual Plaintiffs and members of organizational Plaintiffs who have completed any incarceration, parole, or probation,

and have outstanding financial obligations have the right to register and vote, and enjoining Defendants from removing them from the voter rolls; and

E. providing other equitable relief necessary to ensure the efficacy of the order, including extension of any relevant registration deadlines.

Date: August 15, 2019

Respectfully submitted,

/s/ Julie A. Ebenstein

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** Pro Hac Vice applications forthcoming

CERTIFICATE OF SERVICE

I hereby certify that on August 15, 2019, I served a true and correct copy of the foregoing document via electronic notice by the CM/ECF system on all counsel or parties of record.

/s/ Julie A. Ebenstein
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