

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

KELVIN LEON JONES, et al.,

Case No. 4:19-cv-00300-RH-MJF

Plaintiffs,

vs.

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

Defendants.

---

**RESPONSE OF DEFENDANT, LESLIE ROSSWAY SWAN,  
SUPERVISOR OF ELECTIONS FOR INDIAN RIVER COUNTY TO  
PLAINTIFF’S MOTION FOR PRELIMINARY INJUNCTION OR, IN THE  
ALTERNATIVE, FOR FURTHER RELIEF**

Defendant, Leslie Rossway Swan, Supervisor of Elections for Indian River County (“Indian River County Supervisor”), by and through her undersigned counsel, files her Response to Plaintiff’s Motion for Preliminary Injunction or, in the Alternative, for Further Relief, and states:

1. The pleadings and Plaintiff’s Motion for Preliminary Injunction or, in the Alternative, for Further Relief do not directly seek any relief against the Indian River County Supervisor, or any of the other Defendant Supervisors of Elections, and therefore the Indian River County

Supervisor opposes the imposition of any relief in favor of the Plaintiffs against the Indian River County Supervisor.

2. The Indian River County Supervisor had no role in the enactment of SB 7066. Per section 98.015, Florida Statutes, the Indian River County Supervisor is responsible for *inter alia* updating voter registration information, entering new voter registrations into the statewide voter registration system, and acting as the official custodian of documents received by the Indian River County Supervisor related to the registration of electors and changes in voter registration status of electors in Indian River County. § 98.015, Fla. Stat. (2018). The Indian River County Supervisor, therefore, is merely a neutral and ministerial position. Diaz v. Lopez, 167 So. 3d 455, 458 n.7 (Fla. 3d DCA 2015).
3. In order to not waste additional resources of this Court, the Indian River County Supervisor incorporates the arguments presented to the Court in the Responses filed by Supervisor Hogan and Supervisor Latimer.

### **CONCLUSION**

This Court should deny Plaintiffs' Motion for Preliminary Injunction or, in the Alternative, for Further Relief, as to the Indian River County Supervisor.

Dated: September 6<sup>th</sup>, 2019.

/s/ Dylan Reingold

Dylan Reingold, County Attorney  
Florida Bar No. 544701  
Counsel for Defendant, Leslie Rossway Swan  
1801 27<sup>th</sup> Street  
Vero Beach, Florida 32960  
Phone No. (772) 226-1427  
Facsimile No. (772) 569-4317  
Primary Email: [dreingold@ircgov.com](mailto:dreingold@ircgov.com)  
Secondary Email: [e-service@ircgov.com](mailto:e-service@ircgov.com)

**CERTIFICATE OF COMPLIANCE WITH LOCAL RULE**

**I HEREBY CERTIFY** that this Response complies with the size, font, and formatting requirements of N.D. Fla. Local Rule 5.1(C).

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that on the 6<sup>th</sup> day of September, 2019, a true and correct copy of the foregoing document was electronically filed with the U.S. District Court, Northern District of Florida, via the CM/ECF portal, which will also serve a copy electronically upon all counsel of record in this case.

/s/ Dylan Reingold

Dylan Reingold, County Attorney  
Florida Bar No. 544701  
Counsel for Defendant, Leslie Rossway Swan  
1801 27<sup>th</sup> Street  
Vero Beach, Florida 32960  
Phone No. (772) 226-1427  
Facsimile No. (772) 569-4317  
Primary Email: [dreingold@ircgov.com](mailto:dreingold@ircgov.com)  
Secondary Email: [e-service@ircgov.com](mailto:e-service@ircgov.com)