

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

DONALD J. TRUMP FOR
PRESIDENT, INC., *et al.*,

Plaintiffs,

v.

KATHY BOOCKVAR, *et al.*,

Defendants.

Civil Action No. 2:20-CV-966

Judge J. Nicholas Ranjan

**[PROPOSED] INTERVENORS' MOTION FOR LEAVE TO AMEND
[PROPOSED] MOTION TO DISMISS**

Michael Crossey, Dwayne Thomas, Irvin Weinreich, Brenda Weinreich, and the Pennsylvania Alliance for Retired Americans (collectively, “Proposed Intervenors”), pursuant to Federal Rule of Civil Procedure 7(b)(1) and Local Rule 7(A), request that the Court grant them leave to amend their Proposed Motion to Dismiss, which is attached as Exhibit A to Proposed Intervenors’ Motion to Intervene (ECF 200-1).¹

On July 27, 2020, Plaintiffs filed an Amended Complaint, asserting two additional claims and various new factual allegations. On July 28, 2020, this Court

¹ Because Proposed Intervenors are not parties to the action, Proposed Intervenors do not interpret this motion to fall under Judge Ranjan’s Practice and Procedure II(f)’s definition of a “routine motion,” which requires conference with “opposing counsel.”

issued an Order denying all previously filed Motions to Dismiss as moot in light of the Amended Complaint (ECF 240), and a Scheduling Order announcing that Renewed Motions to Dismiss are now due on July 31, 2020 (ECF 241).

Because Proposed Intervenors' Motion to Dismiss was included as an Exhibit to their Motion to Intervene (ECF 200-1), it was not explicitly mooted in the Court's July 28, 2020 Order. *See* ECF 240. As such, Proposed Intervenors seek leave here to amend their Proposed Motion to Dismiss (ECF 200-1) in order to respond to Plaintiffs' Amended Complaint (ECF #242), so that the Court may resolve all of the pending motions with the latest and most complete information.

WHEREFORE, Proposed Intervenors request that the Court grant them leave to amend their Proposed Motion to Dismiss and submit their Renewed Motion to Dismiss in its place.

Dated: July 31, 2020

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*Pro hac vice motions to be filed.

By: /s/ Justin T. Romano

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***Attorneys for Proposed
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CERTIFICATE OF SERVICE

I, Justin T. Romano, hereby certify that on July 31st, 2020, I caused a true and correct copy of the foregoing Proposed Intervenor's Motion for Leave to Amend Proposed Motion to Dismiss to be served on counsel of record for Plaintiffs and Defendants listed on the docket via the Court's ECF system.

/s/ Justin T. Romano
Justin T. Romano