

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

STEVEN HOTZE, M.D., WENDELL CHAMPION,
HON. STEVE TOTH, and SHARON HEMPHILL,
Plaintiffs,

v.

Case No. 4:20-cv-03709

CHRIS HOLLINS, in his official capacity as Harris County Clerk,
Defendant,

and

MJ FOR TEXAS; DSCC; DCCC;
MARY CURRIE; CARLTON CURRIE JR.;
JEKAYA SIMMONS; DANIEL COLEMAN,
JERELYN GOODEN, S. SHAWN STEPHENS
GLENDA GREENE, MICHELE ROYER and
JAMIE LYN WATSON

Proposed Intervenor- Defendants.

JERELYN MATTHIS GOODEN, S. SHAWN STEPHENS, GLENDA LEE GREENE,
MICHELE ROYER AND JAMIE LYN WATSON' S MOTION FOR INTERVENTION AND
LEAVE TO FILE OPPOSITION TO PLAINTIFFS' MOTION FOR A PRELIMINARY
INJUNCTION

TO THE UNITED STATES DISTRICT COURT:

Jerelyn Matthis Gooden, S. Shawn Stephens, Glenda Lee Greene,
Michelle Royer and Jamie Lynn Watson, Proposed Intervenor-Defendants
respectfully move to intervene as a right on behalf of Defendant in the above-
titled action pursuant to Rule 24 (a) (2) of the Federal Rules of Civil Procedure

and for leave to file a Memorandum in Opposition to Plaintiffs' Motion for a Preliminary Injunction:

I. Summary

Proposed Intervenor-Defendants seek to intervene to protect the sanctity of the votes they lawfully cast, and their right to vote in this election to have their counsel provisionally participate in these proceedings so that the Court is fully aware of the implications of the unwarranted relief Plaintiffs and the a wide-range of perspectives as to the applicable law.

II. Facts and Argument

Jerelyn Matthis Gooden, S. Shawn Stephens, Glenda Lee Greene, Michelle Royer and Jamie Lynn Watson hereby respectfully move to intervene as of right on behalf of Defendant in the above-titled action pursuant to Rule 24(a)(2) of the Federal Rules of Civil Procedure. See Fed. R. Civ. P. 24.

Alternatively, these Proposed Intervenor-Defendants seek permissive intervention Under Rule 24 (b) (2) of the Federal Rules of Civil Procedure to protect their personal interests and rights protected under the Constitutions of the United States and the State of Texas to vote, and to the sanctity of their lawful votes cast, pursuant to Texas law, at Harris County polling places established in compliance with laws of the State of Texas.

They request permission for their counsel to provisionally participate in oral argument and in the briefing on the issues before the Court to share with the Court their perspectives on this matter.

These Proposed Intervenor-Defendants include senior citizens, a widowed parent with responsibility for school-aged children, a woman who lost a limb, an arthritis sufferer, a woman with autoimmune deficiencies, and those for whom exposure to Covid-19 would compromise the health of their loved ones, who suffer from arthritis, respiratory ailments, diabetes and other conditions that would make their exposed to the COVID-19 virus life-threatening. Each made a choice to vote safely at a static location provided by the County to protect their lives and those for whom they are responsible.

These Proposed Intervenor-Defendants have significant protectable interests related to the efforts to invalidate their vote and abridge their right to vote. Plaintiffs' success in this legal action will severely and irreparably injure them, effectively, denying them the right to vote in this election. The Harris County Clerk will presumably argue that voting system complied with the law but does not share the precise interests of an individual voter who has cast a ballot and whose Constitutional rights are at stake.

This motion is based upon the Declarations of Jerelyn Matthis Gooden¹ (and her photo)², S. Shawn Stephens³, Glenda Lee Greene⁴, Michelle Royer⁵ and Jamie Lynn Watson⁶, the memorandum in support of this motion to be

¹ See Exhibit 1

² See Exhibit 1-A.

³ See Exhibit 2.

⁴ See Exhibit 3.

⁵ See Exhibit 4.

⁶ See Exhibit 5.

filed, the proposed order, all pleadings and papers filed in the this action and upon such other matters the Court may entertain. See Federal Rule of Civil Procedure 24 (c).

Dated November 2, 2020 Houston, Texas,

Respectfully submitted this 2nd day of November 2020.

/s/ Kenneth R. Barrett

Kenneth Royce Barrett

3740 Greenbriar No. 541873

Houston, Texas 77254

Phone : 281 433-0837

Fax : 346 980-4615

E : KennethRoyceBarrettLaw@yahoo.com

SBOT: 01812200

SDTX: 12045

COUNSEL FOR PROPOSED INTERVENOR-DEFENDANTS

JERELYN GOODEN, S. SHAWN STEPHENS AND GLENDA GREENE

Certificate of Service

I certify that the foregoing document has been served on all counsel for all parties of record via the Court' s CM/ECF System this 2nd day of November 2020.

/s/Kenneth R. Barrett

KENNETH R. BARRETT

CERTIFICATE OF CONFERENCE

I hereby certify that the undersigned counsel contacted counsel for plaintiff via telecopy, electronic mail and telephone on November 1, 2020 to determine whether plaintiffs were opposed to the motion to intervene. Plaintiff's counsel has not responded.

On November 1, 2020, the undersigned counsel sent a letter by Telecopy to Defendant care of the Harris County Attorney Vince Ryan to determine whether Defendant will oppose this motion. Defendant has not responded. Thus, Proposed Intervenor-Defendants presume that both Plaintiffs and Defendants oppose this motion.

1st Kenneth R. Barrett
Kenneth Royce Barrett