

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

DONALD J. TRUMP FOR PRESIDENT INC.,  
MATTHEW SEELY, ALEXANDRA SEELY,  
PHILIP O'HALLORAN, ERIC OSTERGREN,  
MARIAN SHERIDAN, MERCEDES WIRSING, and CAMERON TARSA,  
No. 1:20-cv-01083

Plaintiffs,

HON. JANET T. NEFF

MAG. PHILLIP J. GREEN

v

JOCELYN BENSON, in her official capacity as  
Michigan Secretary of State, MICHIGAN BOARD  
OF STATE CANVASSERS, WAYNE COUNTY,  
MICHIGAN, and WAYNE COUNTY BOARD OF  
STATE CANVASSERS,

**DEFENDANTS SECRETARY OF  
STATE JOCELYN BENSON AND  
MICHIGAN BOARD OF STATE  
CANVASSERS' CONCURRENCE  
IN MOTION TO DISMISS**

Defendants.

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**DEFENDANTS SECRETARY OF STATE JOCELYN BENSON AND  
BOARD OF STATE CANVASSERS' CONCURRENCE  
IN MOTION TO DISMISS (ECF NO. 10-3)**

Defendants Michigan Secretary of State Jocelyn Benson and the Michigan Board of State Canvassers (“the Board”) understand this Court’s November 17, 2020 Order to provide that Defendants’ answer or pleading responsive to the complaint will not be due until fourteen days after the Court’s decision on the motion to dismiss filed by Intervenor-Defendants Democratic National Committee and Michigan Democratic Party. (R. 20, Order, PageID.777.) The Court’s Order, however, also provides that any concurrences in that motion be filed by noon on November 18, 2020. (R. 20, PageID.777.) Without waiving their opportunity to file more substantive responsive pleadings—if necessary—at the time provided by this Court’s order, the Secretary and the Board generally concur in the relief sought by Intervenor-Defendants’ motion to dismiss.

Respectfully submitted,

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Dated: November 18, 2020

**CERTIFICATE OF SERVICE**

I hereby certify that on November 18, 2020, I electronically filed the above document(s) with the Clerk of the Court using the ECF System, which will provide electronic copies to counsel of record.

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