

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

GEORGIA STATE CONFERENCE OF THE)
NAACP, <i>et al.</i> ,)
)
Plaintiffs,)
)
v.)
)
BRAD RAFFENSPERGER, in his official)
capacity of the Secretary of State for the)
State of Georgia, <i>et al.</i> ,)
)
Defendants.)
)
)

Civil Action
Case No. 1:21-cv-1259-JPB

**Consent Motion Regarding Defendants’ Answer or Response to
Plaintiffs’ Complaint**

Plaintiffs Georgia State Conference of the NAACP, Georgia Coalition For
The People’s Agenda, Inc., League of Women Voters of Georgia, Inc., GALEO
Latino Community Development Fund, Inc., Common Cause, and Lower
Muskogee Creek Tribe, (“Plaintiffs”), with the consent of Secretary of State Brad
Raffensperger and the Members of the Georgia State Election Board, Rebecca N.

Sullivan, David J. Worley, Matthew Mashburn, and Anh Le, (“Defendants”), state as follows:

1. On March 28, 2021, Plaintiffs filed their original complaint against the Defendants. D.E. 1.

2. On May 14, 2021, the Defendants filed a motion to dismiss Plaintiffs’ original complaint. D.E. 31.

3. Plaintiffs intend to file an amended complaint as a matter of right, pursuant to Federal Rule of Civil Procedure 15(a)(1), no later than May 28, 2021.

4. Accordingly, Plaintiffs’ original complaint will be moot, and the Defendants’ May 14, 2021 motion to dismiss the original complaint should be denied as moot.

5. The Defendants will answer or respond to Plaintiffs’ amended complaint.

Plaintiffs, with the consent of the Defendants, therefore respectfully request that the Court deny the Defendants’ motion to dismiss as moot upon Plaintiffs’ filing of an amended complaint.

Respectfully submitted, this 26th day of May 2021.

/s/ Bryan L. Sells

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Counsel for Plaintiffs

CERTIFICATE OF COMPLIANCE AND OF SERVICE

Pursuant to L.R. 7.1(D), the undersigned hereby certifies that the foregoing CONSENT MOTION REGARDING DEFENDANTS' ANSWER OR RESPONSE TO PLAINTIFFS' COMPLAINT has been prepared in Times New Roman 14, a font and type selection approved by the Court in L.R. 5.1(C), and that I provided notice and a copy of the foregoing using the CM/ECF system which will automatically send e-mail notification of such filing to all attorneys of record.

Respectfully submitted this 26th day of May, 2021.

/s/ Bryan L. Sells

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