

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION

LEAGUE OF WOMEN VOTERS
OF FLORIDA, INC., et al.,

Plaintiffs,

v.

Case No. 4:21cv186-MW/MAF

LAUREL M. LEE, Florida Secretary
of State, et al.,

Defendants.

_____ /

UNOPPOSED MOTION TO HOLD IN ABEYANCE
PROCEEDINGS RELATED TO BILL OF COSTS

Pursuant to Local Rule 54.2(A), Attorney General Moody hereby moves for entry of an order holding in abeyance proceedings related to Plaintiffs' Bill of Costs, ECF No. 674, until the pending appeal is resolved, in the same manner as it did with proceedings related to attorneys' fees.

SUPPORTING MEMORANDUM

On March 31, 2022, this Court entered its Final Order Following Bench Trial and its Judgment. ECF Nos. 665 and 666. Defendants timely filed a Notice of Appeal. ECF No. 667. On April 14, 2022, Plaintiffs filed their Motion to Determine Entitlement to Attorneys' Fees and Bill of Costs. ECF Nos. 673 and 674. This Court ordered the Clerk to terminate the Motion to Determine Entitlement to Attorneys'

Fees. ECF No. 675. The Order provided that, given the limitation on judicial resources, the Court deferred ruling on the Motion until the pending appeal is resolved, that Defendants need not respond to the Motion at this time, and that the Court will re-gavel the Motion, if necessary, after the appeal is final. The Order does not appear to address Plaintiffs' Bill of Costs. Proceedings related to the Bill of Costs should be treated in the same manner as the Motion to Determine Entitlement to Attorneys' Fees for the same reason articulated in this Court's Order on the Motion.

Local Rule 54.2(A) provides a 14-day deadline for filing a memorandum in opposition to a bill of costs and authorizes the Court to extend the deadline if an appeal is taken. Moreover, "the power to stay proceedings is incidental to the power inherent in every court to control the disposition of the causes on its docket with economy of time and effort for itself, for counsel, and for litigants." *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936). The interests of justice and judicial economy will be served by holding proceedings related to Plaintiffs' Bill of Costs in abeyance until after the pending appeal is resolved. Moreover, Plaintiffs do not oppose the requested relief.

For the foregoing reasons, Attorney General Moody requests that this Court grant this motion and enter an order holding in abeyance proceedings related to Plaintiffs' Bill of Costs until the pending appeal is resolved, in the same manner as it did with proceedings related to attorneys' fees.

Respectfully submitted,

ASHLEY MOODY

Attorney General

/s/ Bilal Ahmed Faruqui

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CERTIFICATE OF WORD COUNT

Pursuant to Local Rule 7.1(F), I hereby certify that the total number of words in this Supporting Memorandum is 331.

/s/ Bilal Ahmed Faruqui

Bilal Ahmed Faruqui

CERTIFICATE OF CONFERRAL

Pursuant to Local Rule. 7.1(C), I hereby certify that I conferred with counsel for the Plaintiffs, who stated that Plaintiffs do not oppose this request.

/s/ Bilal Ahmed Faruqui

Bilal Ahmed Faruqui