

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

PENNSYLVANIA STATE : Civil Action
CONFERENCE OF THE NAACP, et al., :
Plaintiffs, :
vs. : No. 1:2022-cv-00339
:
AL SCHMIDT, Secretary of :
the Commonwealth, et al., :
Defendants. :
:

**MONTGOMERY COUNTY BOARDS OF ELECTIONS
STATEMENT OF POSITION IN RESPONSE TO
PENNSYLVANIA COMMONWEALTH COURT’S DECISION IN
BLACK POLITICAL EMPOWERMENT PROJECT V. SCHMIDT**

In response to this Court’s September 3, 2024 Order directing the parties in the above-captioned case to submit briefs addressing the impact of the decision in *Black Political Empowerment Project v. Schmidt*, 2024 WL 400321 (Pa. Commw. Ct. Aug. 30, 2024), on the pending summary judgment motion, Defendant Montgomery County Board of Elections takes no position.

Respectfully submitted,

MONTGOMERY COUNTY SOLICITOR'S OFFICE

By: /s/ *Maureen E. Calder*

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Dated: September 13, 2024 Montgomery County Board of Elections