

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

LEAGUE OF UNITED LATIN
AMERICAN CITIZENS, *et al.*,

Plaintiffs,

v.

EXECUTIVE OFFICE OF THE
PRESIDENT, *et al.*,

Defendants.

Case No. 1:25-cv-00946

**ANSWER TO PLAINTIFFS' COMPLAINT FOR DECLARATORY AND INJUNCTIVE
RELIEF**

Defendants the Executive Office of the President, the United States Election Assistance Commission, Executive Director Brianna Schletz, Chairman Donald L. Palmer, Commissioner Thomas Hicks, Commissioner Christy McCormick, Commissioner Benjamin W. Hovland, the United States Department of Justice, Attorney General Pamela Bondi, the United States Department of Defense, Secretary Pete Hegseth, the Federal Voting Assistance Program, and Director J. Scott Wiedmann, by and through their attorneys, answer Plaintiffs' Complaint For Declaratory and Injunctive Relief, ECF No. 1, as follows:

1. The first, second, fourth, fifth, and sixth sentences of this paragraph are legal conclusions, which require no response. The third sentence constitutes a general characterization of this action, which also requires no response, except Defendants admit that Executive Order is so titled and was issued on that date.

2. The first, second, and third sentences of this paragraph consist of legal conclusions, to which no response is required.

3. This sentence constitutes Plaintiffs' general characterization of this action and a legal conclusion both of which require no response.

4. This paragraph consists of legal conclusions, to which no response is required.

5. This paragraph consists of a legal conclusion, to which no response is required.

6. This paragraph consists of a legal conclusion, to which no response is required.

7. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

8. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

9. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

10. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

11. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

12. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

13. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

14. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

15. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

16. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

17. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

18. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

19. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

20. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

21. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph. The fourth sentence contains citations to the NVRA, to which Defendants refer for its complete and accurate contents.

22. Admitted.

23. This paragraph consists of legal conclusions, to which no response is required.

24. Admitted.

25. Admitted.

26. Admitted.

27. Admitted.

28. Admitted.

29. Admitted.

30. Admitted.

31. Admitted.

32. Admitted.

33. This paragraph consists of legal conclusions, to which no response is required.

34. Admitted.

35. Admitted.

36. This paragraph consists of a legal conclusion to which no response is required.

37. This paragraph consists of citations to the Executive Order, to which Defendants refer for its complete and accurate contents.

38. This paragraph consists of citations to the Executive Order, to which Defendants refer for its complete and accurate contents.

39. This paragraph consists of citations to the Executive Order, to which Defendants refer for its complete and accurate contents.

40. This paragraph refers to the Executive Order, to which Defendants refer for its complete and accurate contents.

41. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

42. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

43. Admitted.

44. This paragraph refers to the Executive Order, to which Defendants refer for its complete and accurate contents. It also consists of a legal conclusion, which requires no response.

45. This paragraph consists of legal conclusions, to which no response is required.

46. This paragraph contains citations to the Executive Order and UOCAVA, to which Defendants refer for their complete and accurate contents. It also consists of a legal conclusion,

which requires no response.

47. The first sentence of this paragraph is a legal conclusion, which requires no response. This paragraph contains citations to UOCAVA, to which Defendants refer for its complete and accurate contents.

48. This paragraph contains citations to the Executive Order, to which Defendants refer for its complete and accurate contents. It also consists of a legal conclusion, which requires no response.

49. This paragraph contains citations to the Executive Order, to which Defendants refer for its complete and accurate contents. It also consists of a legal conclusion, which requires no response.

50. This paragraph contains citations to the Executive Order, to which Defendants refer for its complete and accurate contents.

51. This paragraph consists of a legal conclusion, which requires no response.

52. This paragraph contains citations to the Executive Order, to which Defendants refer for its complete and accurate contents. It also consists of a legal conclusion, which requires no response.

53. This paragraph consists of legal conclusions, which require no response.

54. This paragraph consists of legal conclusions, which require no response.

55. This paragraph consists of citations to the U.S. Constitution, to which Defendants refer for its complete and accurate contents.

56. This paragraph consists of citations to the U.S. Constitution and a Supreme Court case, to which Defendants refer for their complete and accurate contents.

57. This paragraph consists of a citation to a Supreme Court case, to which Defendants

refer for its complete and accurate contents.

58. This paragraph consists of citations to the U.S. Constitution and Federalist No. 60, to which Defendants refer for their complete and accurate contents.

59. This paragraph consists of citations to the Federalist Papers, to which Defendants refer for their complete and accurate contents.

60. This paragraph consists of citations to the HAVA, to which Defendants refer for its complete and accurate contents.

61. This paragraph consists of citations to statutes, to which Defendants refer for their complete and accurate contents.

62. This paragraph consists of a citation to a statute, to which Defendants refer for its complete and accurate contents.

63. This paragraph consists of a citation to a statute, to which Defendants refer for its complete and accurate contents.

64. This paragraph consists of legal conclusions, to which no response is required.

65. This paragraph consists of citations to statutes, to which Defendants refer for their complete and accurate contents.

66. This paragraph consists of a citation to a statute, to which Defendants refer for its complete and accurate contents.

67. This paragraph consists of legal conclusions, to which no response is required.

68. This paragraph consists of citations to statutes, to which Defendants refer for their complete and accurate contents.

69. This paragraph consists of citations to statutes, to which Defendants refer for their complete and accurate contents.

70. This paragraph consists of citations to the NVRA and a Supreme Court case, to which Defendants refer for their complete and accurate contents.

71. This paragraph consists of a citation to the NVRA, to which Defendants refer for its complete and accurate contents. Footnote 2 consists of citations to and characterizations of the NVRA and HAVA to which Defendants refer for their complete and accurate contents.

72. This paragraph consists of citations to the NVRA, to which Defendants refer for its complete and accurate contents.

73. This paragraph consists of citations to the NVRA, to which Defendants refer for its complete and accurate contents.

74. This paragraph consists of a citation to the NVRA, to which Defendants refer for its complete and accurate contents.

75. This paragraph consists of a citation to the NVRA, to which Defendants refer for its complete and accurate contents.

76. This paragraph consists of a citation to the HAVA, to which Defendants refer for its complete and accurate contents.

77. This paragraph characterizes federal regulations, including 11 CFR 9428.3, to which Defendants refer for their complete and accurate contents.

78. This paragraph consists of citations to the NVRA, to which Defendants refer for its complete and accurate contents.

79. This paragraph consists of citations to the NVRA and a Supreme Court opinion, to which Defendants refer for its complete and accurate contents.

80. This paragraph consists of citations to legislative materials, to which Defendants refer for their complete and accurate contents.

81. This paragraph consists of citations to the Federal Register, to which Defendants refer for their complete and accurate contents.

82. This paragraph consists of citations to federal regulations, to which Defendants refer for their complete and accurate contents.

83. This paragraph consists of citations to a Supreme Court opinion, a Tenth Circuit opinion, and the Federal Register, to which Defendants refer for their complete and accurate contents.

84. This paragraph consists of a citation to the Executive Order, to which Defendants refer for their complete and accurate contents.

85. This paragraph consists of a legal conclusion, to which no response is required.

86. This paragraph consists of legal conclusions, which require no response.

87. This paragraph consists of a citation to a statute, to which Defendants refer for its complete and accurate contents.

88. This paragraph consists of citations to statutes and a Supreme Court opinion, to which Defendants refer for their complete and accurate contents.

89. This paragraph consists of citations to federal regulations and statutes, to which Defendants refer for their complete and accurate contents.

90. This paragraph consists of a citation to a Supreme Court opinion, to which Defendants refer for its complete and accurate contents.

91. This paragraph consists of citations to federal statutes, to which Defendants refer for their complete and accurate contents.

92. This paragraph consists of citations to various federal statutes to which Defendants refer for their complete and accurate contents.

93. This paragraph consists of a citation to a statute to which Defendants refer for its complete and accurate contents.

94. This paragraph consists of citations to judicial decisions, to which Defendants refer for their complete and accurate contents.

95. This paragraph consists of a citation to judicial decisions, to which Defendants refer for its complete and accurate contents.

96. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph. The second sentence cites to and characterizes judicial decisions to which Defendants refer for their complete and accurate contents.

97. This paragraph consists of a citation to the APA, to which Defendants refer for its complete and accurate contents.

98. This paragraph consists of legal conclusions, to which no response is required.

99. This paragraph consists of legal conclusions, to which no response is required.

100. This paragraph consists of a citation to a federal statute, to which Defendants refer for its complete and accurate contents.

101. This paragraph consists of a legal conclusion that requires no response.

102. This paragraph consists of a legal conclusion that requires no response.

103. This paragraph consists of Plaintiffs' characterizations of UOCAVA, to which Defendants refer for its complete and accurate contents.

104. This paragraph consists of citations to UOCAVA and the code of federal regulations, to which Defendants refer for their complete and accurate contents. Footnote 3 consists of a citation of the Federal Register to which Defendants refer for its complete and accurate contents.

105. This paragraph consists of a citation to UOCAVA, to which Defendants refer for its complete and accurate contents.

106. This paragraph consists of citations to UOCAVA, to which Defendants refer for their complete and accurate contents.

107. This paragraph consists of citations to the Executive Order, to which Defendants refer for its complete and accurate contents.

108. This paragraph consists of Plaintiffs' characterizations of and citations to UOCAVA, to which Defendants refer for its complete and accurate contents. To the extent those characterizations conflict with the statute's text, Defendants deny them.

109. The first sentence of this paragraph consists of quotations from UOCAVA, to which Defendants refer for its complete and accurate contents. The second and third sentences consist of legal conclusions, which require no response.

110. This paragraph consists of Plaintiffs' characterization of federal regulations and statutes to which Defendants refer for their complete and accurate characterizations.

111. This paragraph consists of citations to the U.S. Constitution and legal authority, to which Defendants refer for their complete and accurate contents, or legal conclusions, to which no response is required.

112. This paragraph consists of legal conclusions, which require no response.

113. This paragraph consists of Plaintiffs' characterization of 2 U.S.C. § 7 and 3 U.S.C. § 1 to which Defendants refer for their complete and accurate contents.

114. Defendants admit the first and third sentences but lack knowledge or information sufficient to form a belief about the truth of the allegations in the second sentence.

115. This paragraph consists of characterizations of and citations to a Supreme Court

case, a federal statute, and the Executive Order, to which Defendants refer for their complete and accurate contents.

116. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

117. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in the first sentence of this paragraph. The second and third sentences consist of citations to and characterizations of UOCAVA to which Defendants refer for its complete and accurate contents. The last sentence is a legal conclusion, which requires no response.

118. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

119. This paragraph consists of a legal conclusion, which requires no response.

120. This paragraph consists of a citation to and characterization of the Executive Order to which Defendants refer for its complete and accurate contents.

121. This paragraph consists of legal conclusions, which require no response.

122. The first, second, and third sentences in this paragraph consist of citations to and characterizations of a federal statute to which Defendants refer for its complete and accurate contents. The fourth sentence is a legal conclusion, which requires no response.

123. This paragraph consists of legal conclusions, which require no response.

124. The first and second sentences of this paragraph consist of Plaintiffs' characterizations of the Executive Order to which Defendants refer for its complete and accurate contents. The third sentence is a legal conclusion, which requires no response.

125. This paragraph consists of Plaintiffs positing their own hypothetical. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this

paragraph.

126. This paragraph consists of citations to the Executive Order to which Defendants refer for its complete and accurate contents.

127. This paragraph consists of a citation to and characterization of the Executive Order to which Defendants refer for its complete and accurate contents.

128. This paragraph is a legal conclusion, which requires no response.

129. This paragraph consists of citations to HAVA, to which Defendants refer for its complete and accurate contents.

130. This paragraph consists of a citation to HAVA, to which Defendants refer for its complete and accurate contents.

131. This paragraph consists of a citation to and characterization of HAVA, to which Defendants refer for its complete and accurate contents.

132. This paragraph consists of citations to and characterizations of various federal statutes to which Defendants refer for their complete and accurate contents.

133. This paragraph consists of citations to and characterizations of various federal statutes to which Defendants refer for their complete and accurate contents.

134. This paragraph consists of characterizations of various federal statutes, including the Election Day statutes, and the Executive Order to which Defendants refer for their complete and accurate contents. It also consists of a legal conclusion, which requires no response.

135. This paragraph consists of characterizations of various federal statutes and the Executive Order to which Defendants refer for their complete and accurate contents. It also consists of a legal conclusion, which requires no response.

136. Defendants lack knowledge or information sufficient to form a belief about the truth

of the allegations in this paragraph.

137. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

138. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph. The third sentence also consists of a legal conclusion, which requires no response.

139. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

140. This paragraph consists of Plaintiffs' characterization of the Executive Order, to which Defendants refer for its complete and accurate contents. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

141. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

142. The first and third sentences of this paragraph consist of Plaintiffs' characterization of the Executive Order to which Defendants refer for its complete and accurate contents. To the extent, Plaintiffs' characterizations conflict with the Executive Order's text, Defendants deny them. Defendants lack knowledge or information sufficient to form a belief about the truth of the remaining allegations in this paragraph.

143. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

144. Defendants lack knowledge or information sufficient to form a belief about the truth of the remaining allegations in this paragraph.

145. Defendants lack knowledge or information sufficient to form a belief about the truth

of the allegations in this paragraph.

146. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

147. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

148. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

149. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

150. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

151. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

152. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in the first sentence of this paragraph. Defendants admit the second sentence. The third sentence characterizes legislative materials to which Defendants refer for their complete and accurate contents. Footnote 4 consists of citations to government documents to which Defendants refer for their complete and accurate contents.

153. This paragraph consists of legal conclusions, which require no response.

154. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

155. The first sentence of this paragraph consists of a legal conclusion, which requires no response, and characterizes the Executive Order to which Defendants refer for its complete and

accurate content. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in the second sentence of this paragraph.

156. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

157. The first sentence of this paragraph characterizes the Executive Order to which Defendants refer for its complete and accurate contents. Defendants deny that all CACs and Military Dependent IDs do not indicate citizenship status. The last sentence is a legal conclusion, which requires no response.

158. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

159. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

160. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

161. This paragraph consists of a citation to the Executive Order to which Defendants refer for its complete and accurate contents.

162. The first sentence of this paragraph consists of a characterization of the Executive Order to which Defendants refer for its complete and accurate contents. Defendants lack knowledge or information sufficient to form a belief about the truth of the remaining allegations in this paragraph.

163. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph, except as to the second sentence, which Defendants admit. This paragraph also consists of legal conclusions, which require no response.

164. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph. This paragraph also consists of legal conclusions, which require no response.

165. The first sentence of this paragraph consists of a characterization of the Executive Order to which Defendants refer for its complete and accurate contents, and a legal conclusion, which requires no response. Defendants lack knowledge or information sufficient to form a belief about the truth of the remaining allegations in this paragraph.

166. This paragraph contains citations to and characterizations of the Executive Order to which Defendants refer for its complete and accurate contents.

167. This paragraph contains citations to and characterizations of the Executive Order to which Defendants refer for its complete and accurate contents. This paragraph also consists of legal conclusions, which require no response.

168. This paragraph consists of legal conclusions, which require no response. Defendants lack knowledge or information sufficient to form a belief about the truth of the remaining allegations in this paragraph concerning whether SFI members use UOCAVA processes.

169. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

170. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

171. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

172. Defendants lack knowledge or information sufficient to form a belief about the truth

of the allegations in this paragraph.

173. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

174. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

175. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

176. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

177. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph. This paragraph also characterizes the Executive Order to which Defendants refer for its complete and accurate contents.

178. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph. This paragraph also characterizes the Executive Order to which Defendants refer for its complete and accurate contents.

179. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph. This paragraph also characterizes the Executive Order to which Defendants refer for its complete and accurate contents.

180. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

181. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

182. Defendants lack knowledge or information sufficient to form a belief about the truth

of the allegations in this paragraph.

183. Defendants lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

184. This paragraph consists of a characterization of Plaintiffs' complaint, which requires no response.

185. This paragraph consists of citations to legal authorities to which Defendants refer to for their complete and accurate contents.

186. This paragraph consists of a citation to legal authority, to which Defendants refer to for its complete and accurate content, and a legal conclusion, to which no response is required.

187. This paragraph consists of citations to and characterizations of federal statutes to which Defendants refer to for their complete and accurate contents.

188. This first sentence of this paragraph consists of a characterization of the Executive Order to which Defendants refer for its complete and accurate contents. The second sentence is a legal conclusion, which requires no response.

189. The first sentence of this paragraph consists of a characterization of Article II of the U.S. Constitution to which Defendants refer for its complete and accurate contents. The second sentence consists of a citation to legal authority to which Defendants also refer for its complete and accurate contents. The third sentence is a legal conclusion, which requires no response.

190. The first and second sentences of this paragraph characterize the Elections and Electors clauses of the U.S. Constitution to which Defendants refer for their complete and accurate contents. The third sentence is a legal conclusion, which requires no response.

191. This paragraph consists of legal conclusions, to which no response is required.

192. This paragraph consists of legal conclusions, to which no response is required.

193. This paragraph consists of a legal conclusion to the extent it asserts that the action is ultra vires. As to whether Plaintiffs are or will be harmed, Defendants lack knowledge or information sufficient to form a belief about the truth of that allegation.

194. This paragraph consists of a characterization of Plaintiffs' complaint, which requires no response.

195. This paragraph consists of a citation to and characterization of the Appropriations Clause, to which Plaintiffs refer for its complete and accurate content.

196. This paragraph consists of citations to legal authorities and the U.S. Constitution to which Defendants refer for their complete and accurate contents.

197. The first sentence of this paragraph consists of a citation to and characterization of the Executive Order to which Defendants refer for its complete and accurate contents. The second sentence of this paragraph is a legal conclusion, which requires no response.

198. The first sentence of this paragraph consists of a citation to and characterization of the Executive Order to which Defendants refer for its complete and accurate contents. The second sentence of this paragraph is a legal conclusion, which requires no response.

199. This paragraph consists of a legal conclusion, to which no response is required.

200. This paragraph consists of legal conclusions, to which no response is required.

201. This paragraph consists of a characterization of Plaintiffs' complaint, which requires no response.

202. This paragraph consists of citations to the U.S. Constitution's Elections and Electors Clauses to which Defendants refer for their complete and accurate contents.

203. This paragraph consists of a characterization of the Constitution—Defendants refer to the Elections and Electors Clauses for their complete and accurate contents.

204. This paragraph consists of a legal conclusion, to which no response is required.

205. The first sentence of this paragraph characterizes section 7(a) of the Executive Order to which Defendants refer for its complete and accurate contents. The second sentence consists of legal conclusions, to which no response is required.

206. This paragraph consists of legal conclusions, to which no response is required.

207. This paragraph consists of legal conclusions, to which no response is required. Defendants also lack knowledge or information sufficient to form a belief about the truth of the allegations in this paragraph.

208. This paragraph consists of a characterization of Plaintiffs' complaint, which requires no response.

209. The first and second sentences of this paragraph consist of legal conclusions to which no response is required. The second sentence also cites and characterizes section 3(d) of the Executive Order to which Defendants refer for its complete and accurate contents.

210. This paragraph characterizes UOCAVA to which Defendants refer for its complete and accurate contents. Defendants deny any characterizations that are inconsistent with the text of UOCAVA.

211. This paragraph consists of a legal conclusion, which requires no response.

212. This paragraph consists of a legal conclusion, which requires no response, to the extent Plaintiffs characterize the Executive Order as ultra vires. Defendants lack knowledge or information sufficient to form a belief about the truth of the remaining allegation.

213. This paragraph consists of a characterization of Plaintiffs' complaint, which requires no response.

214. This paragraph consists of citations to the Administrative Procedure Act to which

Defendants refer for its complete and accurate contents.

215. This paragraph contains citations to and characterizations of a Supreme Court opinion and the Administrative Procedure Act, to which Defendants refer for their complete and accurate contents. Defendants deny any characterization inconsistent with the opinion or the text of the statute.

216. This paragraph consists of a legal conclusion, which requires no response.

217. This paragraph consists of a legal conclusion, which requires no response.

218. This paragraph characterizes the APA, to which Defendants refer for its complete and accurate contents.

219. The first sentence of this paragraph characterizes the statutes governing the EAC, to which Defendants refer for their complete and accurate contents. The second sentence makes a legal conclusion, which requires no response, and cites the NVRA, to which Defendants also refer for its complete and accurate contents.

220. This paragraph consists of a legal conclusion, which does not require a response.

221. This paragraph consists of a legal conclusion, which does not require a response.

222. This paragraph consists of a characterization of Plaintiffs' complaint, which requires no response.

223. Defendants admit the first sentence. The second sentence characterizes UOCAVA to which Defendants refer for its complete and accurate contents.

224. This paragraph characterizes the APA to which Defendants refer for its complete and accurate contents. Defendants deny any characterization inconsistent with the APA's text.

225. This paragraph consists of legal conclusions, which require not response.

226. This paragraph is a legal conclusion, which requires no response.

The remainder of the complaint contains Plaintiff's prayer for relief, to which no response is required. To the extent a response is deemed necessary, Defendants deny that Plaintiff is entitled to any of the relief they request or any relief whatsoever.

AFFIRMATIVE DEFENSES

First Defense

Plaintiffs' claims are not ripe or prudentially ripe.

Second Defense

Plaintiffs lack standing, including prudential standing, to bring their claims.

Third Defense

The actions Plaintiffs challenge are unreviewable under the APA.

WHEREFORE, having fully answered, Defendants pray that:

1. This Court enter judgment for Defendants and dismiss this action with prejudice;
2. Defendants be granted such further relief as the Court may deem just and proper.

Dated: May 31, 2025

Respectfully submitted,

Respectfully submitted,

YAAKOV M. ROTH
Acting Assistant Attorney General

ERIC J. HAMILTON
Deputy Assistant Attorney General
Civil Division, Federal Programs Branch

LESLEY FARBY
Deputy Director
Civil Division, Federal Programs Branch

/s/ Bridget K. O'Hickey
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CERTIFICATE OF SERVICE

I, Bridget O'Hickey, hereby certify that I served a true copy of the above document upon all counsel of record via this court's electronic filing system and upon any non-registered participants via first class mail.

Dated: May 31, 2025

/s/ Bridget K. O'Hickey
BRIDGET K. O'HICKEY
Counsel to the Assistant Attorney General