

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS OF OHIO, ET
AL.,

MERYL NEIMAN, ET AL.,

v.

SECRETARY OF STATE FRANK LAROSE, ET
AL.

Case No. 2022-0303

Case No. 2022-0298

Consolidated

**Original Action Filed Pursuant to
Ohio Constitution, Article XIX, Section
3(A)**

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E-Signature Summary

E-Signature 1: Freda Levenson (FJL)

April 25, 2022 17:52:49 -8:00 [B84D3C05CF42] [98.97.176.160]
flevenson@acluohio.org (Principal) (Personally Known)

E-Signature Notary: Theresa M Sabo (TMS)

April 25, 2022 17:52:49 -8:00 [9C160D33F221] [65.60.141.105]
tess.sabo@gmail.com
I, Theresa M Sabo, did witness the participants named above electronically sign this document.



Affidavit of Freda J. Levenson

I, Freda J. Levenson, having been duly sworn and cautioned according to law, hereby state that I am over the age of eighteen years and am competent to testify as to the facts set forth below based on my personal knowledge and having personally examined all records referenced in this affidavit, and further state as follows:

1. The Ohio Supreme Court entered an order in the above-captioned consolidated cases, *League of Women Voters of Ohio, et al. v. Secretary of State Frank LaRose, et al.*, No. 2022-0303, and *Meryl Neiman, et al., v. Secretary of State Frank LaRose, et al.*, No. 2022-0298, providing that the parties shall file any evidence they intend to present no later than Monday, April 25, 2022.
2. I am one of the counsel for Petitioners in the above-captioned case, No. 2022-0303.
3. Alongside this affidavit, Petitioners submit two Appendices of Exhibits. The Index included at the beginning of each Appendix provides a description of each document and states where it appears in that Appendix. Each of the Indexes is also copied below.
4. **Exhibits Appendix A** includes true and correct copies of the transcripts of the November 3, 2021 and November 16, 2021 Ohio State Senate Local Government and Elections Hearings. The Ohio Channel makes publicly available video links of Ohio House and Senate Committee hearings and Ohio House and Senate floor debates. However, neither the Ohio Channel nor any other Ohio Legislature webpage makes publicly available official transcripts of committee hearings or floor debates. Given this, counsel for Petitioners had the hearings transcribed, using the following process. Following each hearing or floor debate, counsel copied the publicly available video link from the Ohio Channel webpage and pasted the video link into Rev.com’s webpage. Rev.com is a



publicly available paid service that converts audio and video to text. Rev.com uses human professionals to transcribe audio and video. After the transcription of each hearing or floor debate was complete, counsel downloaded a PDF file of the transcript.

5. **Exhibits Appendix A** includes a true and correct copy of the sponsor testimony of Senate President Matt Huffman for S.J.R. 5 to the Senate Government Oversight and Reform Committee. This testimony can be accessed at bit.ly/36GbpBy.
6. **Exhibits Appendix A** includes a true and correct copy of the ballot language of Statewide Issue 1 for the Primary Election that occurred on May 8, 2018. This document can be accessed at <http://bitly.ws/qv9W>.
7. **Exhibits Appendix A** includes a true and correct copy of Senator Vernon Sykes's October 5, 2021 letter to House Speaker Robert Cupp.
Exhibits Appendix A includes a true and correct copy of Senator Vernon Sykes's October 18, 2021 letter to House Speaker Robert Cupp. This letter can be accessed at bit.ly/3kkXDYp.
8. **Exhibits Appendix A** includes true and correct copies of the transcripts, agendas, minutes, and relevant motions from the Ohio Redistricting Commission Hearings that took place on February 22, 2022; February 23, 2022; February 24, 2022; March 1, 2022; and March 2, 2022. All of these materials may be accessed at the Ohio Redistricting Commission website, <https://redistricting.ohio.gov/meetings>.
9. **Exhibits Appendix A** includes a true and correct copy of the 2022 Ohio Attorney General Opinion No. 2022-004, as published on March 1, 2022. This document can be accessed at bit.ly/3sN3VF6.



10. **Exhibits Appendix A** includes a true and correct copy of the visual representation of the proposed amendments by Senator Vernon Sykes and Minority Leader Allison Russo to the March 1, 2022 Republican-proposed congressional district plan and the corresponding statistics. This document can be accessed at <https://redistricting.ohio.gov/maps>.
11. **Exhibits Appendix A** includes a true and correct copy of the visual representation of revised Senate Bill 237, the Ohio Senate Democratic Caucus's February 8, 2022 proposed congressional district plan. This document can be accessed at <https://redistricting.ohio.gov/maps>.
12. **Exhibits Appendix A** includes a true and correct copy of the visual representation of the congressional district plan created by Senate Bill 258, enacted on November 20, 2021. This document can be accessed at <https://redistricting.ohio.gov/maps>.
13. **Exhibits Appendix A** includes a true and correct copy of the visual representation of the proposed congressional district plan crafted by Dr. Kosuke Imai on February 22, 2022. This document can be accessed at <https://redistricting.ohio.gov/maps>.
14. **Exhibits Appendix A** includes a true and correct copy of the visual representation of the Frank Strigari congressional district plan adopted by the Ohio Redistricting Commission on March 2, 2022. This document can be accessed at <https://redistricting.ohio.gov/maps>.
15. **Exhibits Appendix A** includes a true and correct copy of the visual representation of the proposed Frank Strigari congressional district plan introduced on March 1, 2022. This document can be accessed at <https://redistricting.ohio.gov/maps>.
16. **Exhibits Appendix B** includes a true and correct copy of Senate Bill 258, as enrolled.



17. **Exhibits Appendix B** includes a true and correct copy of the document “U.S. Census Bureau, Apportionment Population and Number of Representatives By State: 2020 Census,” by the U.S. Census Bureau. The original document can be found at <https://bit.ly/2ZEyXDp>.
18. **Exhibits Appendix B** includes a true and correct copy of the press release “Republicans Announce Significant Changes Made To Congressional Redistricting Plan” by The Ohio Senate, as published on January 29, 2018. The original press release can be found at <http://bitly.ws/jM4s>.
19. **Exhibits Appendix B** includes a true and correct copy of the press release “U.S. Census Bureau Delivers Data for States to Begin Redistricting Efforts” by the U.S. Census Bureau, as published on August 12, 2021. The original press release can be found at <https://bit.ly/3nWjyYm>.
20. **Exhibits Appendix B** includes a true and correct copy of the Committee Activity of the House Government Reform and Oversight Committee (Jan. 2018). This information can be found at <http://bitly.ws/jLZe>.
21. **Exhibits Appendix B** includes a true and correct copy of the status of Senate Joint Resolution 5 (Feb. 6, 2018). This information can be found at <http://bitly.ws/jM53>.
22. **Exhibits Appendix B** includes a true and correct copy of the status of Senate Bill 286 (Jan. 26, 2022). This information can be found at <https://bit.ly/35P3nFA>.
23. **Exhibits Appendix B** includes a true and correct copy of the Senate Government Budget Committee noticed hearings for February 8, 2022, and February 9, 2022. This information can be found at <https://bit.ly/36R2Ovp>.



EXHIBITS APPENDIX A - GOVERNMENT MATERIALS
Volume 1 of 2

Index of Documents

<u>ITEM</u>	<u>FILE NAME</u>	<u>BATES RANGE</u>
1	Transcript of Ohio State Senate Local Government and Elections Hearing, dated November 3, 2021	GOV_0001-0019
2	Transcript of Ohio State Senate Local Government and Elections Hearing, dated November 16, 2021	GOV_0020-0046
3	Sponsor Testimony of Senate President Matt Huffman for S.J.R. to the Senate Government Oversight and Reform Committee	GOV_0047-0048
4	Ballot Language of Statewide Issue 1 for the Primary Election that occurred on May 8, 2018	GOV_0049-0052
5	Senator Vernon Sykes October 5, 2021 letter to House Speaker Robert Cupp	GOV_0053-0054
6	Senator Vernon Sykes October 18, 2021 letter to House Speaker Robert Cupp	GOV_0055
7	Transcript, Agenda, and Minutes from the Ohio Redistricting Commission Hearing, dated February 22, 2022	GOV_0056-0061
8	Transcript, Agenda, Minutes, Minority Report, and Related Motion from the Ohio Redistricting Commission Hearing, dated February 23, 2022	GOV_0062-0092
9	Transcript from the Ohio Redistricting Commission Hearing, dated February 24, 2022	GOV_0093-0113
10	Transcript, Agenda, and Minutes from the Ohio Redistricting Commission Hearing, dated March 1, 2022	GOV_0114-0132
11	Transcript from the Ohio Redistricting Commission Hearing, dated March 2, 2022	GOV_0133-0147
12	Ohio Attorney General Opinion 2022-004, published March 1, 2022	GOV_0148-0161
13	Statistics and Visual Representation of the Proposed Amendments by Senator Vernon Sykes and Minority Leader Allison Russo to the March 1, 2022 Republican-Proposed Congressional District Plan	GOV_0162-0165

14	Visual Representation of Revised Senate Bill 237, the Ohio Senate Democratic Caucus's February 8, 2022 Proposed Congressional District Plan	GOV_0166-0167
15	Visual Representation of the Congressional District Plan Created by Senate Bill 258, Enacted on November 20, 2021	GOV_0168
16	Visual Representation of the Proposed Congressional District Plan Submitted by Dr. Kosuke Imai on February 22, 2022	GOV_0169
17	Visual Representation of the Congressional District Plan Adopted by the Redistricting Commission on March 2, 2022	GOV_0170
18	Visual Representation of the Proposed Congressional District Plan Introduced on March 1, 2022	GOV_0171

EXHIBITS APPENDIX B - GOVERNMENT MATERIALS
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ITEM	FILE NAME	BATES RANGE
1	Senate Bill 258, as enrolled	GOV_0172-0351
2	“Apportionment Population and Number of Representatives By State: 2020 Census,” by the U.S. Census Bureau	GOV_0352
3	“Republicans Announce Significant Changes Made To Congressional Redistricting Plan” by The Ohio Senate, as published on January 29, 2018	GOV_0353-0355
4	“U.S. Census Bureau Delivers Data for States to Begin Redistricting Efforts” by the U.S. Census Bureau, as published on August 12, 2021	GOV_0356-0362
5	Committee Activity of the Government Reform and Oversight Committee, dated January 2018	GOV_0363-0364
6	Status of Senate Joint Resolution 5, dated February 6, 2018	GOV_0365-0367
7	Status of Senate Bill 286, dated January 26, 2022	GOV_0368-0369
8	Senate Government Budget Committee Noticed Hearings for February 8, 2022, and February 9, 2022	GOV_0370-0372
9	Ohio Redistricting Committee’s Announcement of a Hearing to Take Place on February 23, 2022	GOV_0373
10	Substitute Senate Joint Resolution Number 5	GOV_0374-0380
11	Statistics Summarizing the Frank Strigari Congressional District Plan Proposed on March 1, 2022	GOV_0381
12	Statistics Summarizing the Frank Strigari Congressional District Plan Adopted by the Commission on March 2, 2022	GOV_0382
13	Statistics Produced in Support of the Revised Senate Bill 237, the Ohio Senate Democratic Caucus’s February 8, 2022 Proposed Congressional District Plan	GOV_0383

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on this 25th day of April 2022, I caused a true and correct copy of the foregoing to be served by email upon the counsel below:

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