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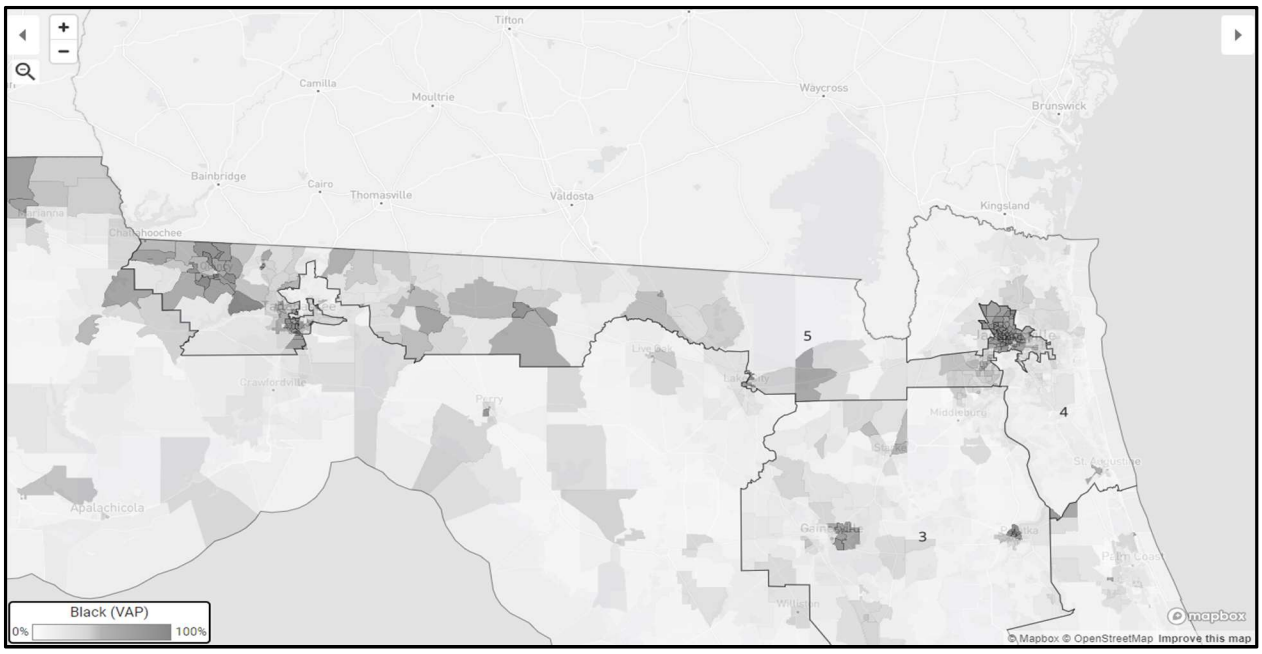
Common Cause Florida, FairDistricts Now, Florida State Conference of the National Association for the Advancement of Colored People Branches, Dorothy Inman-Johnson, Brenda Holt, Leo R. Stoney, Myrna Young, and Nancy Ratzan, 3ODLQWLIIV v. Cord Byrd, in his official capacity as Florida Secretary of State, 'HIHQGDQW	Case No.: 4:22-cv-109-AW-MAF

3/$,17,))6¶ 81237326(' 027,21)25 /($9(72),/($ 6(&21' $0(1'(' &203/$,17

Plaintiffs Common Cause Florida, FairDistricts Now, Florida State Conference of the National Association for the Advancement of Colored People Branches, Dorothy Inman-Johnson, Brenda Holt, Leo R. Stoney, Myrna Young, and Nancy Ratzan (collectively, "Plaintiffs") respectfully move pursuant to Federal Rule of Civil Procedure 15(a)(2) for leave to file a second amended complaint. In support of their motion, Plaintiffs state as follows:

1. On December 23, 2022, this Court entered a scheduling order for this matter. Dkt. No. 122. The scheduling order stated that "[t]he parties' Rule 26(f)



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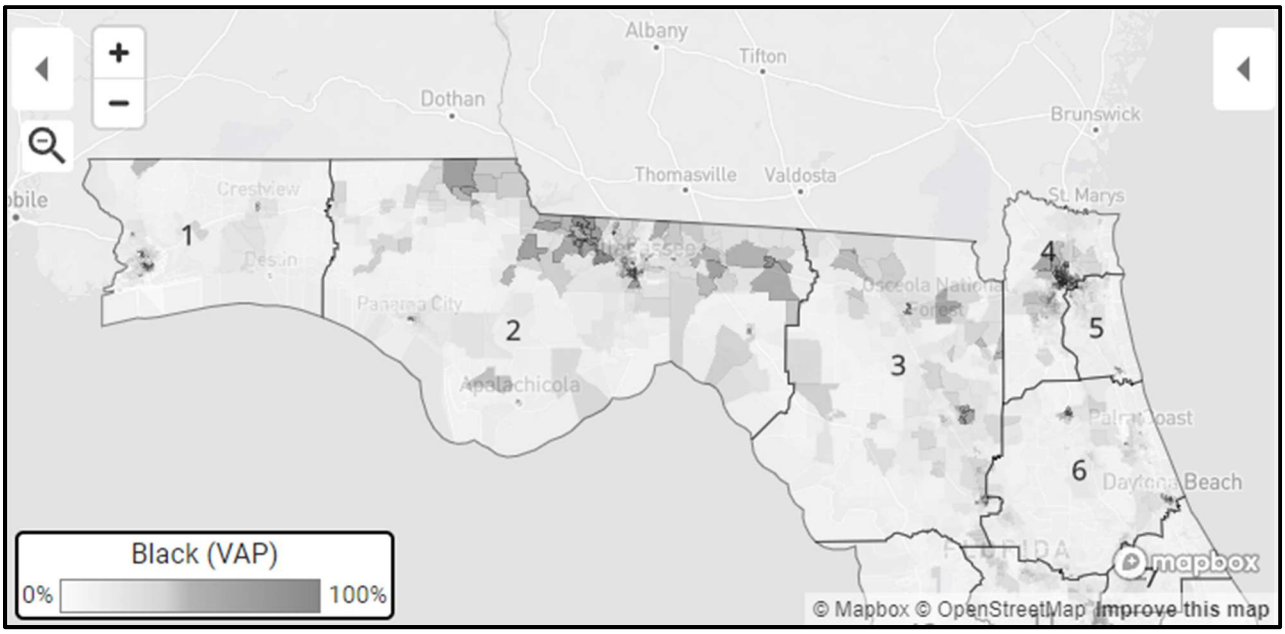

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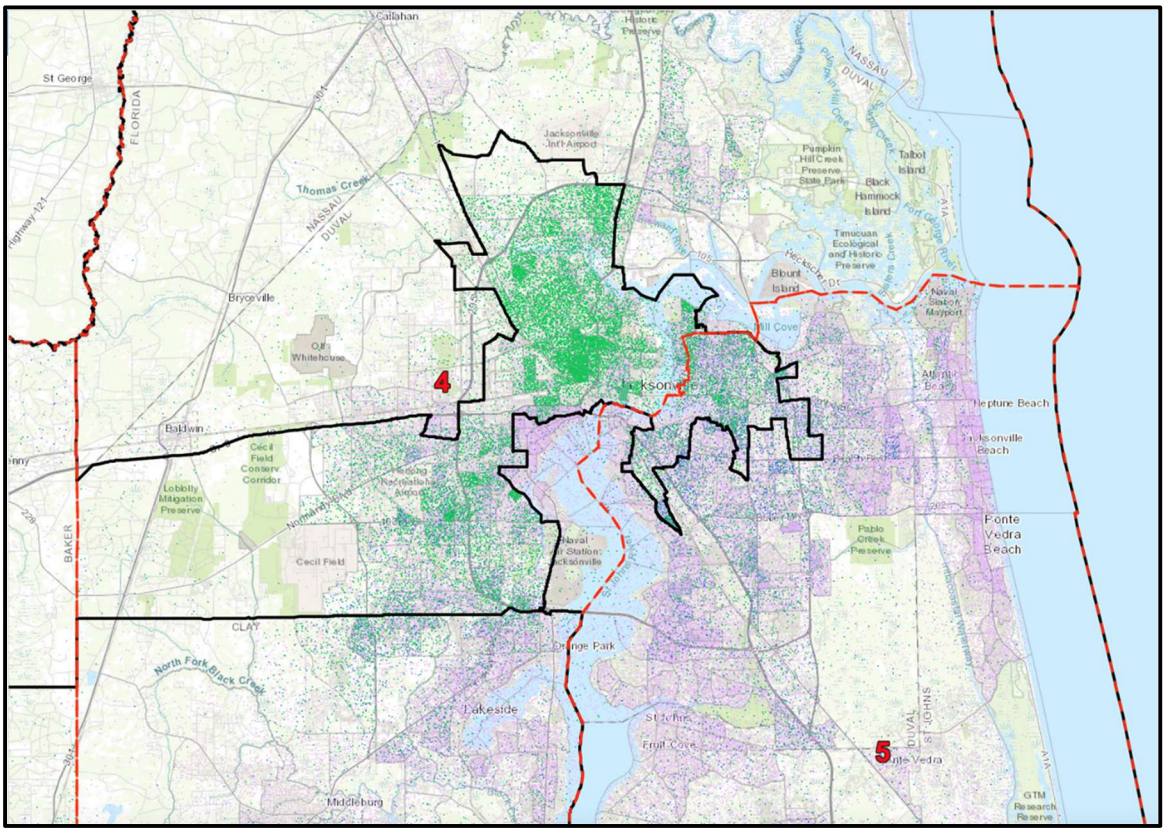

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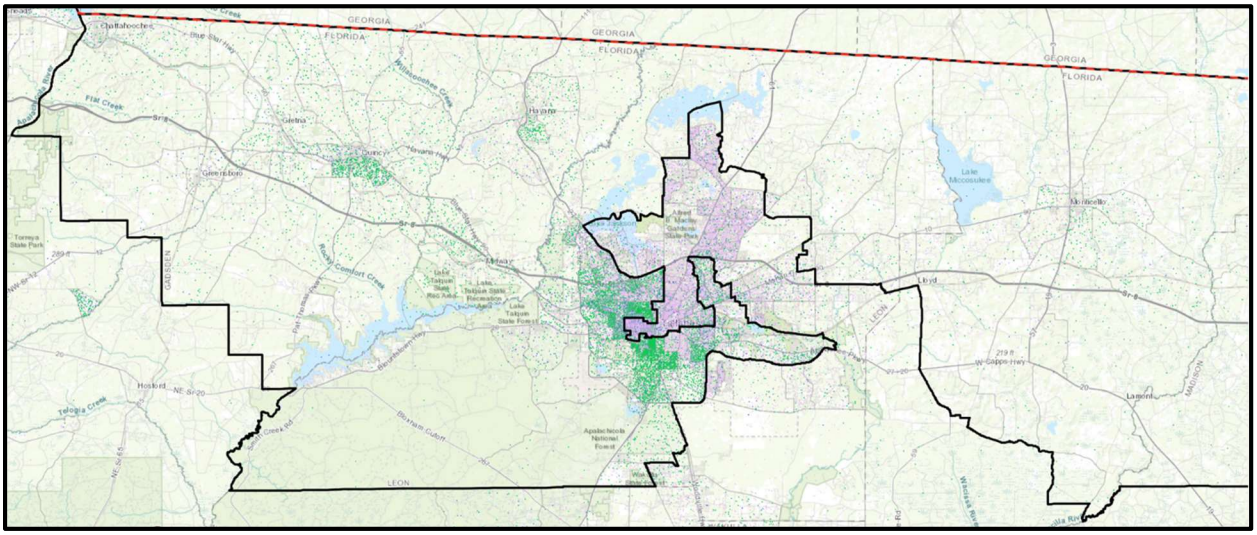

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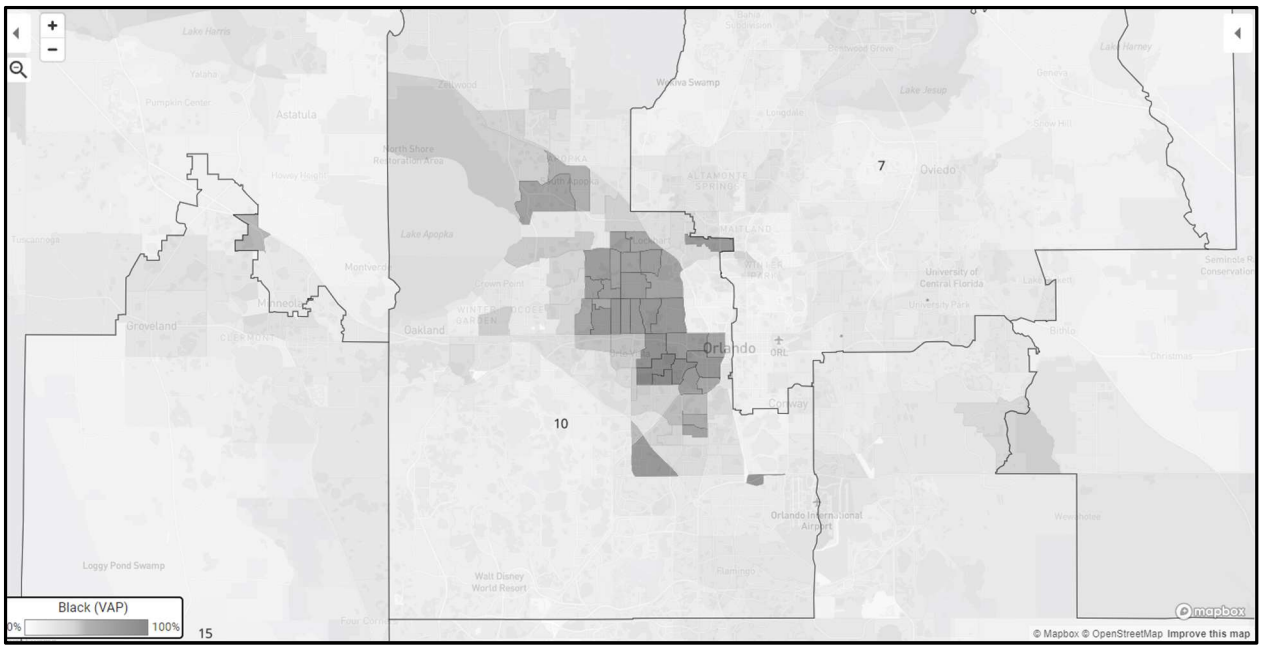

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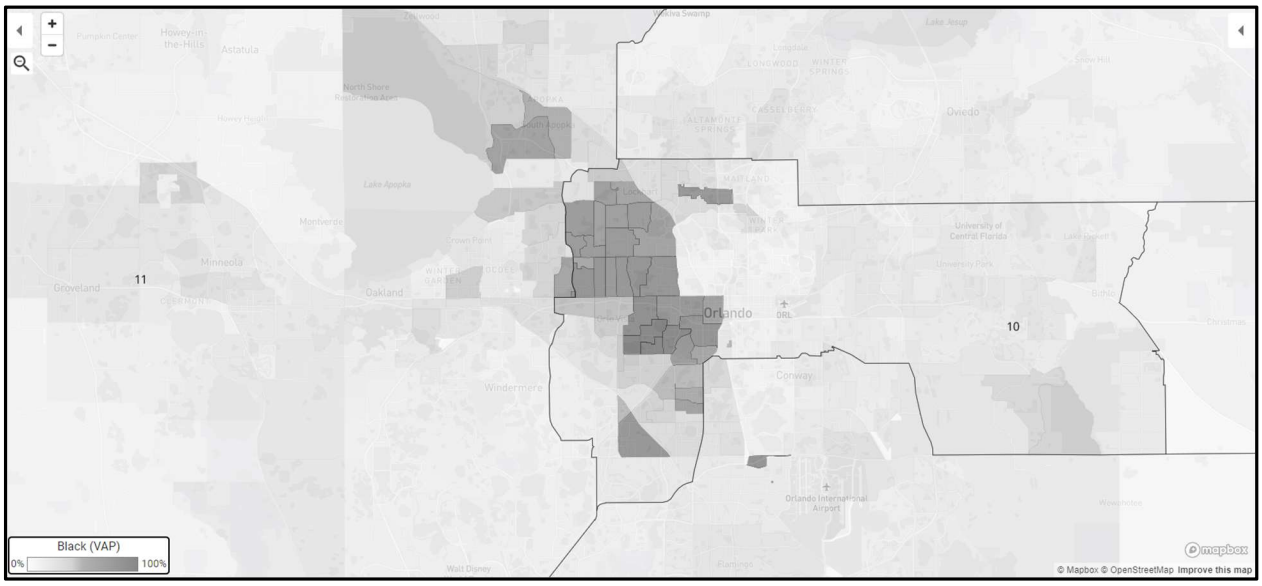

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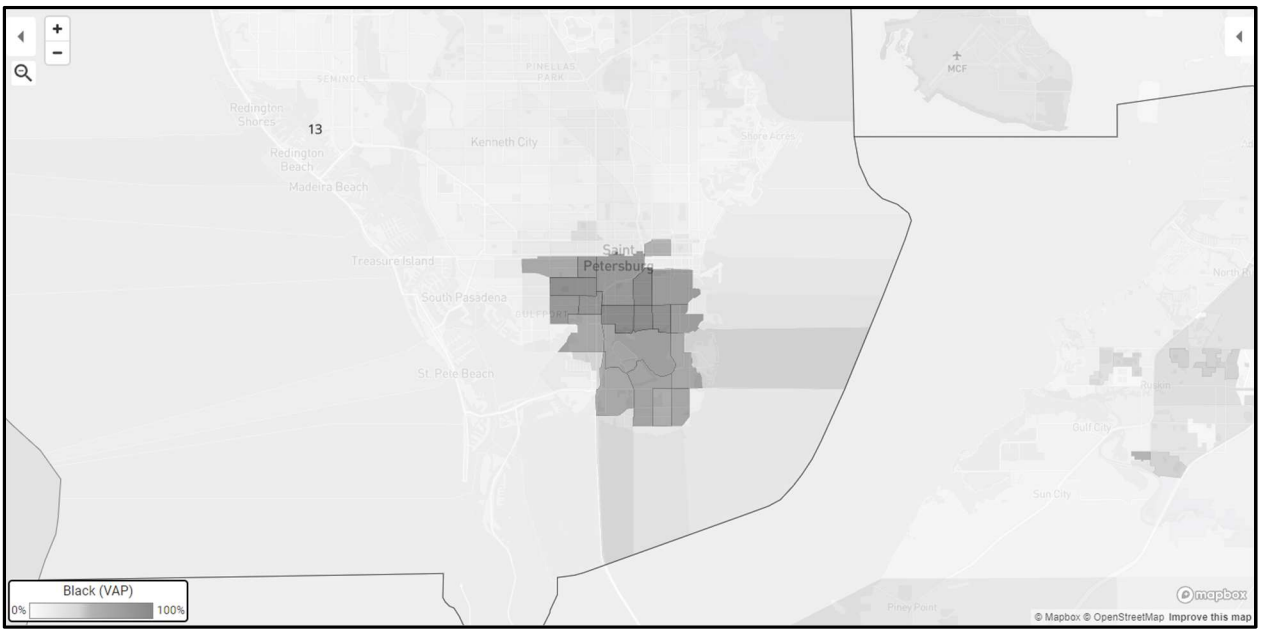

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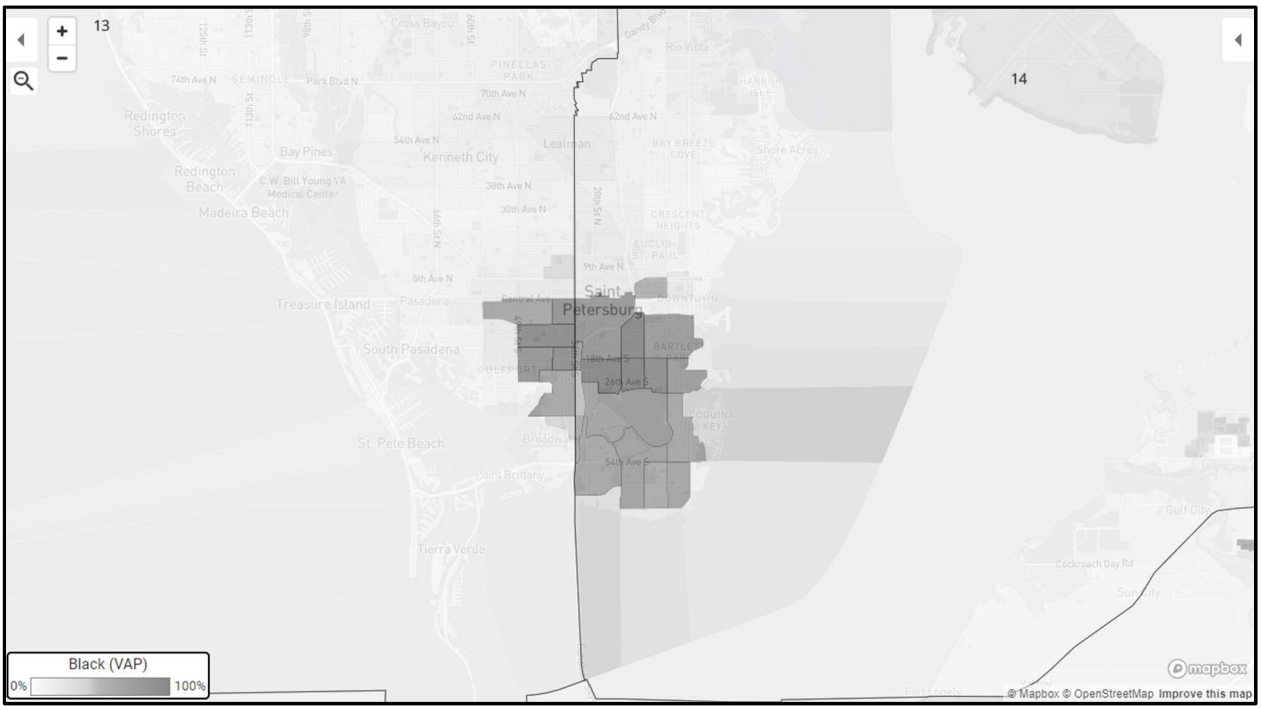

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LQIOXHQFH RYHU WKH HOHFWRUDO SURFHVV

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&'V DQG LQ D PDQQHU WKDW ZDV LQWHQ

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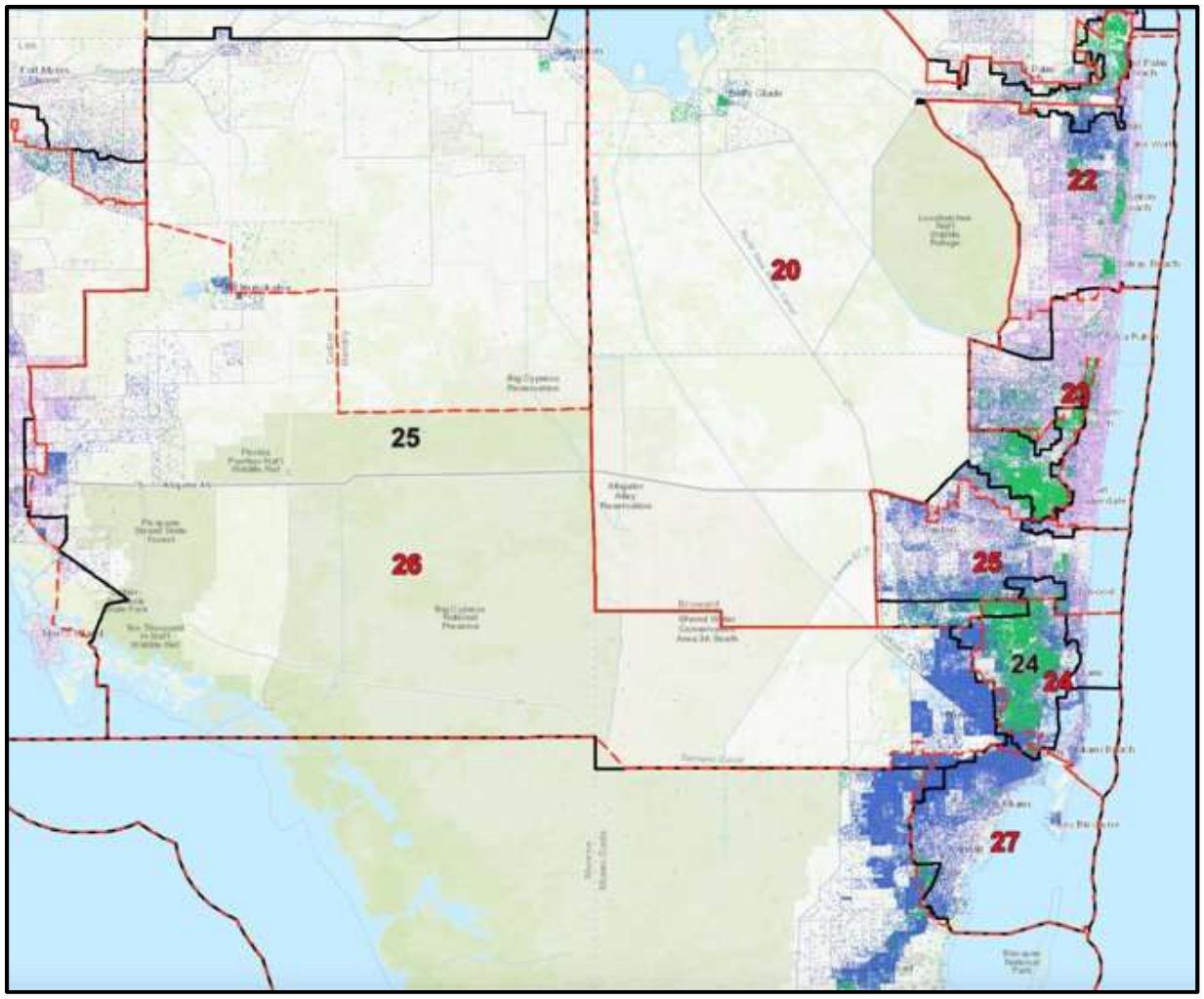

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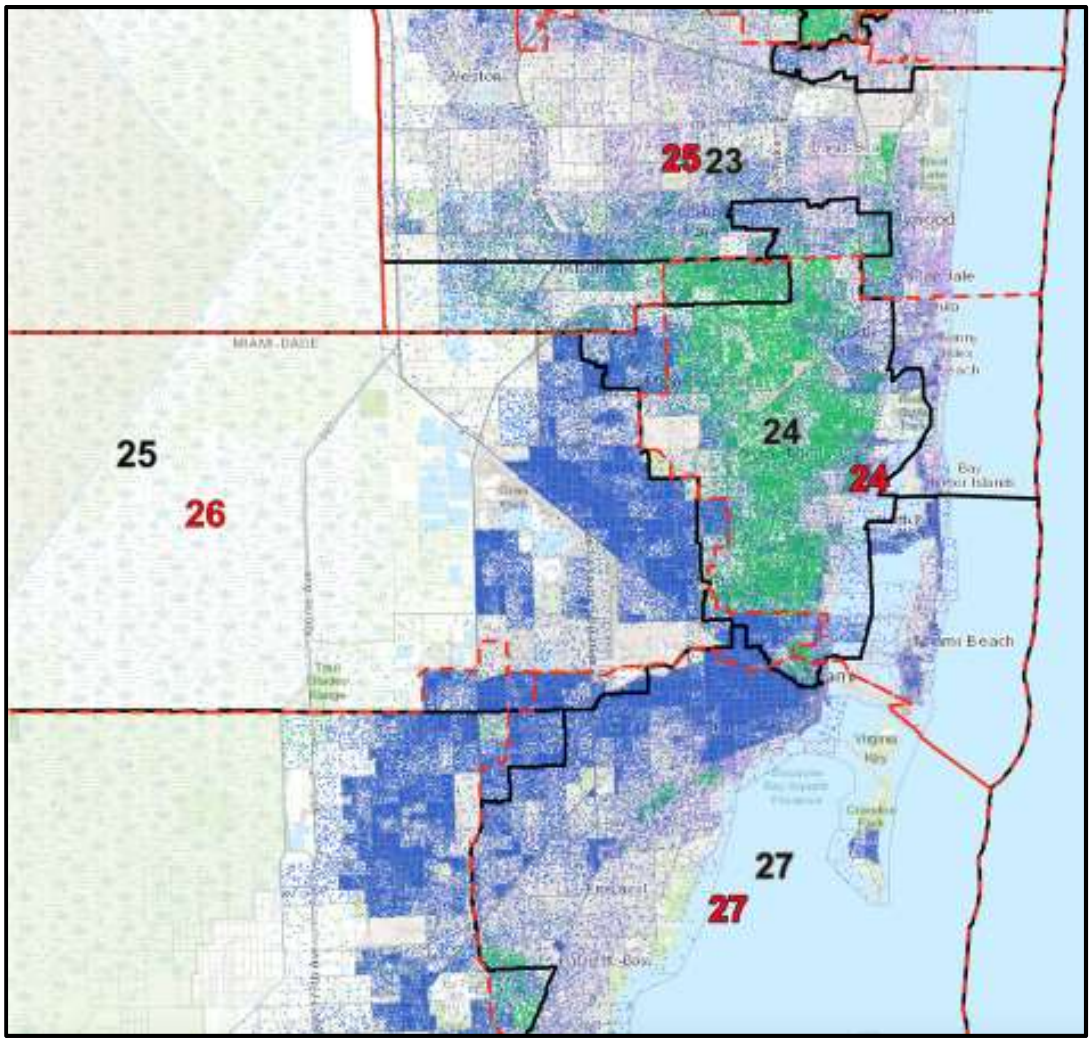

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LQWHQGLQJ WKDW LW KDYH WKH GLVFULPLQDWRU\

GHVLUHG

,PSDFW RI 2IILFLDO $FWLRQ 7KH (QDFWHG %ODFN)ORULGLDQV)ORULGD SUHYLRXVO\ FUHDW GLVWULFWV 7KH (QDFWHG 3ODQ GHVWUR\V RU GL ³FUDFNLQJ´ DQG ³SDFNLQJ´ %ODFN YRWHUV WKURX

)ORULGD¶V 6RUGLG +LVWRU\ RI 5DFH %DVHG /HJLVODWXUH DGRSWHG WKH (QDFWHG 3ODQ DJDLQ DQG HJUHJLRXV KLVWRU\ RI GLVFULPLQDWLRQ DJD DQG HOHFWLRQ ODZ 7KLV LV QRW DQFLHQW KLVW XS WR WKH SUHVHQW GD\ $V UHFHQWO\ DV 0DUFK SURYLVLRQV RI DQ HOHFWLRQ ODZ 6% HQDFWH OHDGHUVKLS LQWHQWLRQDOO\ GLVHQIUDQFKLVH RI DWHPS 9RWHUV :/ DW

([WUDRUGLQDU\ 'HSDUWXUHV IURP 3URFHGX XQSUHFHGHQWHG DFWLRQV WKDW PDUN DQ DEUXS SURFHGXUHV *RYHUQRU 'H6DQWLV HIIHFWLYHO\ K SURFHVV DQG WKH /HJLVODWXUH DOORZHG KLP W RQJRLQJ QHJRWLDWLRQV EHWZHHQ WKH +RXVH DQ UHGLVWULFWLQJ SODQV DQG WKUHDWHQLQJ YHWR WKH *RYHUQRU¶V WKUHDWV IRU WKH ILUVW WLPH UHFRJQL]LQJ WKDW WKH PDS LW FUHDWHG LQ DQ H

EH IRXQG LOOHJDO :KHQ WKDW GLG QRW ZRUN W

UHVSRQVLELOLWLHV DOWRJHWKHU DQG GLG QRW H

,QVWHDG WKH /HJLVODWXUH ERZHG WR WKH ZLOO

GHQLDO RI WKRXVDQGV RI %ODFN)ORULGLDQV¶ YR

1RUWKHUQ)ORULGD)RU WKH ILUVW WLPH LQ)OR

FRQJUHVVLRQDO PDS QRW WKH /HJLVODWXUH

([WUDRUGLQDU\ 'HSDUWXUHV IURP 6XEVWDQ

'H6DQWLV NQHZ IXOO ZHOO WKDW)ORULGD ODZ UH

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6XSUHPH &RXUW ³WKH DQVZHU LV µ\HV¶´ <HW K

ODZ RI KLV VWDWH²ZKLFK KH ZDV VZRUQ WR IDLWK

DV WKH)ORULGD 6XSUHPH &RXUW KDG DGYLVHG K

WKHRULHV ZHUH XQVXSSRUWHG 5DWKHU WKDQ DO

SODQ FRPSOLDQW ZLWK)ORULGD ODZ DQG WKHQ F

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RZQ KDQGV DQG LQVLVWHG WKDW WKH /HJLVODWX

RSSRUWXQLW\ GLVWULFWV WKDW)ORULGD ODZ KD

7KH /HJLVODWLYH +LVWRU\ %ODFN DQG 'H

UHSHDWHGO\ FRPSODLQHG DERXW SUHVVXUH EHLQ

WKHLU FROOHDJXHV RI WKH GLVFULPLQDWRU\ UHV

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HQDFWLQJ &KDLU /HHN VWDWHG H[SOLFLWO\ WKD
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OLQH GUDZLQJ LQ WKH H[LVWLQJ &' LW ZDV QRW
ZLWKRXW FRQVLGHUDWLRQ RI UDFH *RYHUQRU 'H
DQG &' ZHUH %ODFN RSSRUWXQLW\ GLVWULFWV
OLPLWHG WKHP VSHFLILFDOO\ IRU WKDW UHDVRQ
ZKHWKHU 6HFWLRQ RI WKH 9RWLQJ 5LJKWV $FW P
SHUIRUPLQJ GLVWULFWV &' DQG &' DQ DQDO\V
WKH FRQVLGHUDWLRQ RI UDFH ,Q IDFW UDFLDO
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WKH *RYHUQRU¶V PDS KH FRQFHGHG WKDW KH GL

SRSXODWLRQ ZKHQ UHFRQILJXULQJ &' 7KHVH L

LQFRQVLVWHQFLHV LQ UHDVRQLQJ DOOHJHGO\ VXS

RYHUFRPH DQ\ SUHVXPSWLRQ RI JRRG IDLWK LQ ID

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