

FILED: June 29, 2022

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 21-2180 (L)
(3:21-cv-00420-DJN-RAJ-SDT)

PAUL GOLDMAN

Plaintiff - Appellee

v.

ROBERT BRINK, Chairman of the State Board of Elections, in his official capacity; JOHN O'BANNON, Vice Chair of the State Board of Elections, in his official capacity; JAMILAH D. LECRUISE, Secretary of the State Board of Elections, in her official capacity; CHRISTOPHER PIPER, Commissioner of the State Board of Elections, in his official capacity

Defendants - Appellants

and

VIRGINIA STATE BOARD OF ELECTIONS; GLENN YOUNGKIN, Governor of Virginia, in his official capacity

Defendants

No. 22-1682
(3:21-cv-00420-DJN-RAJ-SDT)

PAUL GOLDMAN

Plaintiff - Appellant

v.

ROBERT H. BRINK, Chairman of the State Board of Elections, in his official capacity; JAMILAH D. LECRUISE, Chairman of the State Board of Elections, in his official capacity; JOHN O'BANNON, Chairman of the State Board of Elections, in his official capacity; CHRISTOPHER PIPER, Chairman of the State Board of Elections, in his official capacity

Defendants - Appellees

and

VIRGINIA STATE BOARD OF ELECTIONS; GLENN YOUNGKIN, Governor of Virginia, in his official capacity

Defendants

O R D E R

The court consolidates case No. 21-2180 and No. 22-1682. The lead case number, No. 21-2180 (L), shall appear on the caption of all future filings.

The parties are directed to file supplemental briefing on the following question:

Does this Court possess appellate jurisdiction to review the June 6, 2022, three-judge district court's order dismissing the case for lack of Article III standing to sue? If not, how should this Court proceed as to the initial appeal from the October 12, 2021, single-judge decision?

The briefs are to be filed simultaneously and no later than the close of business on July 11, 2022. There shall be no reply briefs unless expressly requested by the Court.

For the Court

/s/ Patricia S. Connor, Clerk