

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA

CASE NO: 1:22-CV-00031-CRH

Charles Walen, an individual; and Paul)
Henderson, an individual.)

Plaintiffs,)

vs.)

DOUG BURGUM, in his official capacity)
as Governor of the State of North)
Dakota; ALVIN JAEGER in his official)
Capacity as Secretary of State of the)
State of North Dakota,)

Defendants.)

**PLAINTIFFS' MOTION FOR
PRELIMINARY INJUNCTION
AND REQUEST FOR
THREE-JUDGE PANEL**

Pursuant to Rule 65 of the Federal Rules of Civil Procedure and other applicable laws or rules, Plaintiffs Charles Walen and Paul Henderson submit this Motion for a Preliminary Injunction and request the Court for an Order:

1. Temporarily enjoining Defendants from enforcing or giving any effect to the boundaries of the Legislative Subdistricts which are being challenged in this case;
2. Temporarily enjoining Defendants from conducting any future elections based on the boundaries of the challenged Subdistricts until a final determination on the merits of this case can be accomplished; and
3. Granting Plaintiffs request that a three-judge panel be convened to hear the merits of this case pursuant to 28 U.S.C. § 2284(a).

This Motion is based upon all the files, records, and proceedings herein, including the memorandum of law and exhibits submitted in support of this Motion.

Respectfully submitted this 4th day of March, 2022.

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