

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

Case No. 1:24-cv-21983-JB

CUBANOS PA'LANTE, *et al.*,

Plaintiffs,

v.

FLORIDA HOUSE OF REPRESENTATIVES
and CORD BYRD, in his official capacity as
Florida Secretary of State,

Defendant.

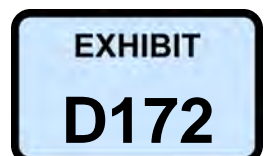
**PLAINTIFF CUBANOS PA'LANTE'S RESPONSES TO DEFENDANT HOUSE OF
REPRESENTATIVES' SECOND SET OF INTERROGATORIES**

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, and the Local Rules of the U.S. District Court for the Southern District of Florida ("Local Rules"), Plaintiff CubanOs Pa'lante ("Plaintiff" or "CubanOs Pa'lante"), by and through its undersigned counsel, hereby responds and objects to Defendant House of Representatives Second Set of Interrogatories ("Interrogatories"), dated October 11, 2024. These responses and objections are made to the best of Plaintiff's present knowledge, information, and belief, and are provided without prejudice to Plaintiff's right to amend, clarify, and/or supplement these responses and objections at a later time for any reason.

PRELIMINARY STATEMENT

1. Plaintiff's counsel is prepared to meet and confer with the House's counsel about any disputes concerning the meaning, scope, and relevance of the House's Interrogatories or these Responses and Objections.

2. Each response below is on behalf of CubanOs Pa'lante and no other entity or individual.



3. The following objections are made without waiving but, instead, preserving: (a) the right to raise all questions of, and to object to, the authenticity, competence, foundation, relevancy, materiality, privilege, and/or admissibility of any information or document provided or identified in response to the Interrogatories; (b) the right to object on any ground to the use or introduction into evidence of any information or any document in any subsequent proceeding or in the trial of this or any other action on any ground; and (c) the right to object on any ground at any time to additional discovery.

4. As of the date of this response, Plaintiff has not completed its discovery and investigation of the facts in this case, has not completed its review and production of relevant documents, and has not completed its preparation for summary judgment and, if necessary, trial. Accordingly, the responses and objections set forth below are based on information presently known and reasonably available to Plaintiff at this time after a diligent search and reasonable and good-faith inquiry. Plaintiff reserves the right to: (a) amend, alter, supplement, clarify, or otherwise modify these Responses and Objections; (b) make use of, or introduce at any hearing or trial, any documents, information, facts, evidence, and legal theories which are subsequently discovered or which are now known but whose relevance, significance, or applicability has not yet been ascertained; and (3) offer expert witness opinions or testimony on any relevant matter, which opinions or testimony may be at variance with these Responses and Objections or the documents and information referenced in these Responses and Objections or produced in response to the Requests.

5. The Responses and Objections set forth below shall not be construed as any admission that Plaintiff adopts or agrees with any definition, premise, characterization, or legal conclusion in any Interrogatories.

6. Any inadvertent disclosure of privileged or protected information or documents shall not be deemed a waiver of any privilege. The House shall notify Plaintiff of any inadvertently disclosed privileged or protected information or documents pursuant to Federal Rule of Civil Procedure 26(b)(5)(B) and/or any procedures for doing so in any orders governing discovery in this litigation. The House must not use any privileged or protected information or documents inadvertently disclosed. In addition, nothing herein is intended to be, or should be construed as, a waiver of any privilege.

7. Plaintiff objects to each of the House's Definitions, Instructions, and Interrogatories to the extent that they seek to impose on Plaintiff any obligations not required by the Federal Rules of Civil Procedure, the Local Rules of the United States District Court for the Southern District of Florida, any protocol governing the production of documents and/or information in this action, the orders of this Court, and/or any agreements of the parties with respect to document collection, search, and/or production.

RESPONSES AND OBJECTIONS

Plaintiff responds and objects to the House of Representatives' Interrogatories, as follows:

INTERROGATORY NO. 1: Describe how and what information about your decision to initiate this litigation was shared with your membership before you filed your initial complaint, including, for each communication, (i) the date of the communication, (ii) the means of communication, (iii) and the substance of the communication. If no information was shared with your membership about your decision to initiate this litigation, then state so.

RESPONSE TO INTERROGATORY NO. 1: Plaintiff objects to this Interrogatory because it is improperly compound and contains multiple subparts. Plaintiff responds as follows:

On March 26, 2024, CubanOs Pa'lante Directors – Chairman of the Board/Director of Political Strategy Michael Rivero, Board Director/Chief Operating Officer Cynthia Perez, Board Director/Director of Community Partnership Amore Rodriguez, Director of Community Building Marley Pulido, Director of Communications Betty Fuentes, and Chief Human Resources Officer Natalee Rivero – conferred on iMessage to discuss joining the lawsuit. All team members expressed approval, and no one objected. Our Three Board of Directors decided that CubanOs Pa'lante would join the lawsuit, pursuant to our Bylaws. No vote by CubanOs Pa'lante general membership was taken.

INTERROGATORY NO. 2: If, before you made your decision to initiate this litigation, you consulted with your membership about that decision, then, for each such communication, state the date of the communication, the means of communication, and the substance of the communication. If you did not consult with your membership about the decision to initiate this litigation before filing your initial complaint, then state so.

RESPONSE TO INTERROGATORY NO. 2: On March 26, 2024, CubanOs Pa'lante Directors – Chairman of the Board/Director of Political Strategy Michael Rivero, Board Director/Chief Operating Officer Cynthia Perez, Board Director/Director of Community Partnership Amore Rodriguez, Director of Community Building Marley Pulido, Director of Communications Betty Fuentes, and Chief Human Resources Officer Natalee Rivero – conferred on iMessage to discuss joining the lawsuit. All team members expressed approval, and no one objected. Our Three Board of Directors decided that CubanOs Pa'lante would join the lawsuit, pursuant to our Bylaws. CubanOs Pa'lante general membership was not consulted about the decision to initiate this litigation.

INTERROGATORY NO. 3: If you received a communication from any of your members in response to any communication identified in response to Interrogatory No. 2 or Interrogatory No. 3 above, then, for each such communication from a member, identify the first and last name of the member and state the date of the communication, the means of communication, and the substance of the communication.

RESPONSE TO INTERROGATORY NO. 3: The organization did not receive other communication from our members in response to the communication identified in response to Interrogatory No. 2 or No. 3, absent those referenced in our response to those Interrogatories.

INTERROGATORY NO. 4: Describe in detail the specific activities in which you have engaged—or the specific projects that you have conducted—to further the interests that you seek to advance through this litigation.

RESPONSE TO INTERROGATORY NO. 4: Our organization aims to disrupt the status quo by educating, organizing, and mobilizing progressive Cuban Americans. Our work in the election space includes creating and posting content to educate our membership and followers on Florida ballot measures and other election related matters. Further, we educate our voters on how to register to vote and otherwise encourage Cuban Americans to be politically engaged.

INTERROGATORY NO. 5: Describe in detail all efforts you made before you initiated this litigation to determine whether—and to what extent—your members agree with the way the challenged districts were drawn or agree with the non-diminishment provision’s application to Hispanic voters in South Florida.

RESPONSE TO INTERROGATORY NO. 5 Plaintiff objects to this Interrogatory

because it is improperly compound and contains multiple subparts. Plaintiff responds as follows:

Gerrymandering topics have been generally discussed in conversation by Cubanos Pa'lante as an organization.

Dated: November 18, 2024

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Counsel for Plaintiffs*

CERTIFICATE OF SERVICE

I certify that, on November 18, 2024, the above Plaintiff's Responses to Defendant's Second Set of Interrogatories was served by email on counsel for the House of Representatives.

/s/ Andrew Frackman

**VERIFICATION TO PLAINTIFF CUBANOS PA'LANTE'S RESPONSES TO
DEFENDANT'S SECOND SET OF INTERROGATORIES**

My name is Cynthia Perez. I have read *Plaintiff CubanOs Pa'lante's Responses to Defendant House of Representatives' Second Set of Interrogatories* and know its contents. While I have relied on others to compile and prepare these responses, I am informed and believe that the matters stated therein are true and correct, and on that basis verify the responses on behalf of CubanOs Pa'lante reserving the right to, in the event new, additional, or different information is discovered, revise or supplement the responses as appropriate.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 18 day of November, 2024, at Tamarac, Florida .



Signature

Cynthia Perez

Print Name