

**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,

Defendants.

**PLAINTIFF CUBANOS PA'LANTE'S SUPPLEMENTAL 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 supplements its November 18, 2024 responses and objections 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.

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

Plaintiff responds 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.

SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 1: 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. This decision is memorialized in CUBANOS-0000000178 to - 180. No vote by Cubanos Pa'lante general membership was taken. Information about the decision to initiate this litigation was not otherwise shared with Cubanos Pa'lante general membership who were not members of the board prior to suit commencement.

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

SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 2: Cubanos Pa'lante leaders and other members had general discussions about gerrymandering topics before we initiated this litigation. To the best of Cubanos Pa'lante's knowledge, these are the efforts that Cubanos Pa'lante made.

Dated: December 27, 2024

Nicholas L.V. Warren (FBN 1019018)
Daniel B. Tilley (FBN 102882)
Caroline A. McNamara (FBN 1038312)
ACLU Foundation of Florida, Inc.
4343 West Flagler Street, Suite 400
Miami, FL 33134
(786) 363-1769
nwarren@aclufl.org
dtalley@aclufl.org
cmcnamara@aclufl.org

Andrew Frackman*
O'Melveny & Myers LLP
1301 Avenue of the Americas
17th Floor
New York, NY 10019
(212) 326-2000
afrackman@omm.com

/s/ Andrew Frackman

Jorge L. Vasquez, Jr.*
Vasquez Attorneys at Law, PC
141 Parkway Road, Suite 14
Bronxville, NY 10708
(212) 752-8408
jorge@vasquezpc.com

Brian P. Quinn*
Patrick J. Jones*
Emily Murphy*
Gabrielle S. Jackson*
O'Melveny & Myers LLP
1625 Eye Street NW
Washington, DC 20006
(202) 383-5300
bquinn@omm.com
pjones@omm.com
emurphy@omm.com
gjackson@omm.com

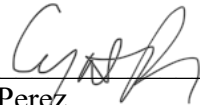
**Admitted pro hac vice
Counsel for Plaintiffs*

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

My name is Cynthia Perez. I have read *Plaintiff CubanOs Pa'lante's Supplemental 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 27 day of December, 2024, at Tamarac, Florida.



Cynthia Perez

CERTIFICATE OF SERVICE

I certify that I served the foregoing document on counsel for all parties by email on June 25, 2025.

/s/ Nicholas L.V. Warren

Nicholas L.V. Warren

Counsel for Plaintiffs