

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

ANNIE LOIS GRANT; QUENTIN T.
HOWELL; ELROY TOLBERT; TRIANA
ARNOLD JAMES; EUNICE SYKES;
ELBERT SOLOMON; DEXTER
WIMBISH; GARRETT REYNOLDS;
JACQUELINE FAYE ARBUTHNOT;
JACQUELYN BUSH; and MARY NELL
CONNER,

Plaintiffs,

v.

BRAD RAFFENSPERGER, in his official
capacity as the Georgia Secretary of State;
WILLIAM S. DUFFEY, JR., in his official
capacity as chair of the State Election
Board; MATTHEW MASHBURN, in his
official capacity as a member of the State
Election Board; SARA TINDALL
GHAZAL, in her official capacity as a
member of the State Election Board;
EDWARD LINDSEY, in his official
capacity as a member of the State Election
Board; and JANICE W. JOHNSTON, in
her official capacity as a member of the
State Election Board,

Defendants.

CIVIL ACTION FILE
NO. 1:22-CV-00122-SCJ

**SECOND DECLARATION OF JONATHAN P. HAWLEY IN SUPPORT OF
PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT**

I, Jonathan P. Hawley, hereby declare under penalty of perjury under the laws of the United States as follows:

1. I am over the age of 18 and competent to make this declaration. I am an associate with the law firm Elias Law Group LLP and am admitted to practice law in the States of Washington, California, and Montana and the District of Columbia and before multiple federal courts of appeals and district courts. I am admitted in this Court *pro hac vice* in the above-captioned matter as counsel for Plaintiffs.

2. I submit this declaration to provide the Court true and correct copies of certain documents submitted in support of Plaintiffs' motion for partial summary judgment.

Exhibit 24 is true and correct copy of the declaration of Annie Lois Grant, *see* ECF No. 20-5, dated January 13, 2022.

Exhibit 25 is a true and correct copy of the declaration of Quentin T. Howell, *see* ECF No. 20-6, dated January 12, 2022.

Exhibit 26 is a true and correct copy of the declaration of Elroy Tolbert, *see* ECF No. 20-7, dated January 11, 2022.

Exhibit 27 is a true and correct copy of the declaration of Triana Arnold James, *see* ECF No. 20-9, dated January 10, 2022.

Exhibit 28 is a true and correct copy of the declaration of Eunice Sykes, *see* ECF No. 20-10, dated January 12, 2022.

Exhibit 29 is a true and correct copy of the declaration of Elbert Solomon, *see* ECF No. 20-11, dated January 10, 2022.

Exhibit 30 is a true and correct copy of the declaration of Dexter Wimbish, *see* ECF No. 20-12, dated January 11, 2022.

Exhibit 31 is a true and correct copy of the declaration of Garrett Reynolds, dated April 22, 2023.

Exhibit 32 is a true and correct copy of the declaration of Jacqueline Faye Arbuthnot, dated April 24, 2023.

Exhibit 33 is a true and correct copy of the declaration of Jacquelyn Bush, dated April 28, 2023.

Exhibit 34 is a true and correct copy of excerpts from the deposition transcript of Annie Lois Grant, *see* ECF No. 169, dated December 14, 2022.

Exhibit 35 is a true and correct copy of excerpts from the deposition transcript of Quentin T. Howell, *see* ECF No. 170, dated December 14, 2022.

Exhibit 36 is a true and correct copy of excerpts from the deposition transcript of Elroy Tolbert, *see* ECF No. 175, dated February 9, 2023.

Exhibit 37 is a true and correct copy of excerpts from the deposition transcript of Triana Arnold James, *see* ECF No. 171, dated December 7, 2022.

Exhibit 38 is a true and correct copy of excerpts from the deposition transcript of Eunice Sykes, *see* ECF No. 174, dated December 14, 2022.

Exhibit 39 is a true and correct copy of excerpts from the deposition transcript of Elbert Solomon, *see* ECF No. 173, dated December 9, 2022.

Exhibit 40 is a true and correct copy of excerpts from the deposition transcript of Dexter Wimbish, *see* ECF No. 176, dated December 6, 2022.

Exhibit 41 is a true and correct copy of excerpts from the deposition transcript of Garrett Reynolds, *see* ECF No. 172, dated January 25, 2023.

Exhibit 42 is a true and correct copy of excerpts from the deposition transcript of Jacqueline Faye Arbuthnot, *see* ECF No. 166, dated January 24, 2023.

Exhibit 43 is a true and correct copy of excerpts from the deposition transcript of Jacquelyn Bush, *see* ECF No. 167, dated January 24, 2023.

Exhibit 44 is a true and correct copy of excerpts from the deposition transcript of Mary Nell Conner, *see* ECF No. 168, dated February 9, 2023.

Exhibit 45 is a true and correct copy of excerpts from the deposition transcript of Blakeman B. Esselstyn, *see* ECF No. 179, dated February 16, 2023.

Exhibit 46 is a true and correct copy of excerpts from the deposition transcript of Dr. John R. Alford, *see* ECF No. 181-1, dated February 23, 2023.

Exhibit 47 is a true and correct copy of excerpts from the deposition transcript of Dr. Maxwell Palmer, *see* ECF No. 183, dated February 22, 2023.

3. Additionally, I submit this declaration to provide the Court an index of the exhibits filed in support of Plaintiffs' motion for partial summary judgment that also appear elsewhere on the docket.

Exhibit	Attorney Declaration	ECF No.
Expert Report of Blakeman B. Esselstyn, dated December 5, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 1	191-1
	Declaration of Jonathan P. Hawley in Opposition to Defendants' Motion for Summary Judgment, Ex. 1	206-1
Expert report of Dr. Maxwell Palmer, dated December 12, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 2	191-2
	Declaration of Jonathan P. Hawley in Opposition to Defendants' Motion for Summary Judgment, Ex. 2	206-2
Supplemental expert report of Dr. Maxwell Palmer, dated December 22, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 3	191-3
	Declaration of Jonathan P. Hawley in Opposition to Defendants' Motion for Summary Judgment, Ex. 3	206-3

Exhibit	Attorney Declaration	ECF No.
Expert report of Dr. Orville Vernon Burton, dated December 5, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 4	191-4
	Declaration of Jonathan P. Hawley in Opposition to Defendants' Motion for Summary Judgment, Ex. 4	206-4
Rebuttal expert report of John B. Morgan, dated January 23, 2023	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 6	191-6, 191-7, 191-8, 191-9
	Declaration of Jonathan P. Hawley in Opposition to Defendants' Motion for Summary Judgment, Ex. 5	206-5
Expert report of Dr. John R. Alford, dated February 6, 2023	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 7	191-10
	Declaration of Jonathan P. Hawley in Opposition to Defendants' Motion for Summary Judgment, Ex. 6	206-6
Declaration of Annie Lois Grant, dated January 13, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Preliminary Injunction, Ex. 5	20-5
	Second Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 24	—-1

Exhibit	Attorney Declaration	ECF No.
Declaration of Quentin T. Howell, dated January 12, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Preliminary Injunction, Ex. 6	20-6
	Second Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 25	____-2
Declaration of Elroy Tolbert, dated January 11, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Preliminary Injunction, Ex. 7	20-7
	Second Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 26	____-3
Declaration of Triana Arnold James, dated January 10, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Preliminary Injunction, Ex. 9	20-9
	Second Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 27	____-4
Declaration of Eunice Sykes, dated January 12, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Preliminary Injunction, Ex. 10	20-10
	Second Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 28	____-5

Exhibit	Attorney Declaration	ECF No.
Declaration of Elbert Solomon, dated January 10, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Preliminary Injunction, Ex. 11	20-11
	Second Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 29	____-6
Declaration of Dexter Wimbish, dated January 11, 2022	Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Preliminary Injunction, Ex. 12	20-12
	Second Declaration of Jonathan P. Hawley in Support of Plaintiffs' Motion for Partial Summary Judgment, Ex. 30	____-7

Dated: May 3, 2023

Respectfully submitted,

By: **Jonathan P. Hawley**
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*Admitted *pro hac vice*