

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

JULIE CONTRERAS, IRVIN FUENTES,  
ABRAHAM MARTINEZ, IRENE PADILLA, and  
ROSE TORRES

Plaintiffs,

v.

ILLINOIS STATE BOARD OF ELECTIONS,  
CHARLES W. SCHOLZ, IAN K. LINNABARY,  
WILLIAM J. CADIGAN, LAURA K.  
DONAHUE, WILLIAM R. HAINE, WILLIAM  
M. MCGUFFAGE, KATHERINE S. O'BRIEN,  
and CASANDRA B. WATSON in their official  
capacities as members of the Illinois State Board  
of Elections, DON HARMON, in his official  
capacity as President of the Illinois Senate, and  
THE OFFICE OF THE PRESIDENT OF THE  
ILLINOIS SENATE, EMANUEL  
CHRISTOPHER WELCH, in his official capacity  
as Speaker of the Illinois House of  
Representatives, and the OFFICE OF THE  
SPEAKER OF THE ILLINOIS HOUSE OF  
REPRESENTATIVES,

Defendants.

Case No. 1:21-cv-03139

Circuit Judge Michael B. Brennan  
Chief District Judge Jon E. DeGuilio  
District Judge Robert M. Dow, Jr.

Three-Judge Court  
Pursuant to 28 U.S.C. § 2284(a)

**PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT**

TO DEFENDANTS AND ALL OTHER INTERESTED PARTIES:

Please take notice that pursuant to Federal Rule of Civil Procedure 56, Plaintiffs Julie Contreras, Irvin Fuentes, Abraham Martinez, Irene Padilla and Rose Torres hereby do move the Court for an order granting summary judgment to Plaintiffs and against Defendants; declaring unlawful and setting aside the Legislature's Enacted Plans, passed into law on June 4, 2021, as

unconstitutionally malapportioned, and enjoining Defendants from holding future elections based of the Enacted Plans.

As set forth more fully in Plaintiffs' Memorandum of Law in Support of this Motion, there is no genuine dispute as to any material fact, and Plaintiffs are entitled to judgment as a matter of law. In particular, the Enacted Plans violate the Equal Protection Clause of the 14<sup>th</sup> Amendment because they are unconstitutionally malapportioned.

Plaintiffs' Motion is based on this Motion; the Memorandum of Law; Plaintiffs' Statement of Material Facts; Declarations and all papers, pleadings, records and files in this case; all matters of which judicial notice may be taken; and such other argument or evidence as may be presented to this Court at a hearing on this Motion.

Dated: August 20, 2021

Respectfully submitted,  
/s/Griselda Vega Samuel

MEXICAN AMERICAN LEGAL  
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FUND

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*ATTORNEYS FOR PLAINTIFFS*

**CERTIFICATE OF SERVICE**

I hereby certify that, on August 20, 2021, a copy of the above Plaintiffs' Motion for Summary Judgment was filed electronically in compliance with Local Rule 5.9. All other counsel of record not deemed to have consented to electronic service were served with a true and correct copy of the foregoing.

/s/ *Griselda Vega Samuel*  
*Attorney for Plaintiffs*