

**IN THE CIRCUIT COURT OF
COLE COUNTY, MISSOURI**

JAKE MAGGARD et al.,)

Plaintiffs,)

v.)

STATE OF MISSOURI et al.,)

Defendants.)

Case No. 25AC-CC09120

JOINT STIPULATION OF FACTS AND EXHIBITS

The parties jointly submit the following stipulated facts and exhibits in connection with the Court's trial on the merits:

I. Parties

1. Plaintiff Jake Maggard is a qualified Missouri voter.
2. Mr. Maggard is a resident of the Fifth Congressional District under Missouri's 2022 redistricting map and, under House Bill 1 ("HB1"), would reside in the Fourth Congressional District.
3. Mr. Maggard signed the petition to refer HB1 to voters for approval or rejection.
4. Plaintiff Gregg Lombardi is a qualified Missouri voter.
5. Mr. Lombardi is a resident of the Fifth Congressional District under Missouri's 2022 redistricting map and, under HB1, would reside in the Fourth Congressional District.
6. Mr. Lombardi signed the petition to refer HB1 to voters for approval or rejection.

7. Defendant Denny Hoskins is the duly elected Missouri Secretary of State and the state's chief elections officer.

8. Intervenor Put Missouri First is a political action committee organized under Chapter 130, RSMo, and Article VIII, Section 23 of the Missouri Constitution.

9. Put Missouri First has expended funds in opposition to the referendum on HB1 and in support of maintaining the Missouri First Map (HB1).

II. HB1

10. On September 12, 2025, the General Assembly truly agreed to and finally passed HB1, an act "[t]o repeal sections 128.345, 128.346, and 128.348, RSMo, and to enact in lieu thereof twelve new sections relating to the composition of congressional districts."

11. **Exhibit 1** is a true and correct copy of HB1.

12. The special session that passed HB1 adjourned on September 12, 2025.

13. On September 29, 2025, the Secretary of State's office received a petition for referendum asking to refer HB1 to voters for approval or rejection, which was denominated 2026-R004.

14. On November 13, 2025, the Secretary of State certified the official ballot title for 2026-R004 and approved it for circulation.

15. On December 9, 2025, 2026-R004's organizers submitted 691 boxes of referendum petitions.

16. **Exhibit 2** is a true and correct copy of the box receipt issued by the Secretary of State's office after receiving the 2026-RO04 referendum petitions.

17. **Exhibit 3** is a true and correct copy of the referendum receipt form issued by the Secretary of State's office after receiving the 2026-RO04 referendum petitions.

18. HB1 was codified as Sections 128.345, 128.346, 128.348, 128.471, 128.472, 128.473, 128.474, 128.475, 128.476, 128.477, 128.478, and 128.479, RSMo, with an effective date of December 11, 2025.

19. The Secretary of State has not yet issued a "certificate" addressing the sufficiency of 2026-RO04 under Section 116.150, RSMo.

Respectfully submitted,

**AMERICAN CIVIL LIBERTIES UNION
OF MISSOURI FOUNDATION**

s/ Tori Schafer

Tori Schafer, No. 74359

Jonathan D. Schmid, No. 74360

906 Olive Street, Suite 1130

St. Louis, Missouri 63101

(314) 652-3114

tschafer@aclu-mo.org

jschmid@aclu-mo.org

PERKINS COIE LLP

Kevin J. Hamilton*

Matthew P. Gordon*

Jonathan P. Hawley*

1301 Second Avenue, Suite 4200

Seattle, Washington 98101

(206) 359-8000

KHamilton@perkinscoie.com

MGordon@perkinscoie.com

JHawley@perkinscoie.com

Counsel for Plaintiffs

**Pro hac vice*

/s/ Louis J. Capozzi III

Louis J. Capozzi III, #77756

Solicitor General

Patrick Sullivan, #42968

Deputy Solicitor General

J. Michael Patton, #76490

Deputy Solicitor General

Office of the Attorney General

815 Olive Street, Suite 200

St. Louis, MO 63101

Tel. (573) 645-9662

Fax (573) 751-0774

Louis.Capozzi@ago.mo.gov

Patrick.Sullivan@ago.mo.gov

Michael.Patton@ago.mo.gov

Counsel for the State Defendants

ELLINGER BELL LLC

s/ Marc H. Ellinger

Marc H. Ellinger, #40828

Stephanie S. Bell, #61855

308 East High Street, Suite 300

Jefferson City, MO 65101

Telephone: (573) 750-4100

Facsimile: (314) 334-0450

E-mail: mellinger@ellingerlaw.com

E-mail: sbell@ellingerlaw.com

Attorneys for Intervenor

Put Missouri First