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7 *Attorneys for Defendant Secretary of State*
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9 **IN THE FIRST JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
10 **IN AND FOR CARSON CITY**
11

12 ERIC JENG, an individual,
13 Plaintiffs,

Case No.: 230C00138 1B

Dept. No. II

14 vs.

15 FRANCISCO AGUILAR, in his Official
Capacity as NEVADA SECRETARY OF
16 STATE

17 Defendant,

18 and

19 Fair Maps Nevada,

20 Intervenor-Defendant.
21

22 **SECRETARY OF STATE'S LIMITED RESPONSE TO MEMORANDUM OF**
23 **POINTS AND AUTHORITIES IN SUPPORT OF COMPLAINT FOR**
24 **DECLARATORY AND INJUNCTIVE RELIEF CHALLENGING INITIATIVE**
25 **PETITION C-03-2023**

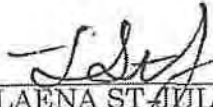
26 Defendant Francisco Aguilar, in his official capacity as Nevada Secretary of State
27 ("Secretary of State"), submits the following Limited response to Plaintiffs Complaint for
28 Declaratory and Injunctive Relief Challenging Initiative Petition C-03-2023.

1 The Secretary of State does not take a position on the legality of the proposed
2 initiative petition. This case was brought prior to the Secretary of State having the
3 opportunity to consider certifying the proposed initiative petition as sufficient pursuant to
4 NRS 295.061(2). Plaintiff and Intervenor-Defendant will make those arguments, and the
5 Secretary of State will comply with any final judgment in this case. The Secretary of State
6 does not take a position on the policy merits of the proposed initiative petition. If deemed
7 legal and qualified for the 2024 general election ballot, Nevadan voters will have that
8 debate and make that policy decision.

9 Under such circumstances, no award of attorneys' fees or costs is appropriate against
10 the Secretary of State.

11 DATED this 22nd day of January, 2024.

12 AARON D. FORD
13 Attorney General

14 By: 
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CERTIFICATE OF SERVICE

I certify that I am an employee of the State of Nevada, Office of the Attorney General, and that on this 22nd day of January, 2024, I served a true and correct copy of the foregoing SECRETARY OF STATE’S LIMITED RESPONSE TO MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF CHALLENGING INITIATIVE PETITION C-03-2023, by USPS First Class Regular mail and electronic mail to:

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