Supreme Court of Ohio Clerk of Court - Filed October 22, 2021 - Case No. 2021-1193

IN THE SUPREME COURT OF OHIO

LEAGUE OF WOMEN VOTERS OF OHIO, *et al.*, *Relators*, *v.* OHIO REDISTRICTING COMMISSION, *et al.*, *Respondents*.	Case No. 2021-1193
BRIA BENNETT, *et al.*, *Relators*, *v.* OHIO REDISTRICTING COMMISSION, *et al.*, *Respondents*.	Case No. 2021-1198
THE OHIO ORGANIZING COLLABORATIVE, *et al.*, *Relators*, *v.* OHIO REDISTRICTING COMMISSION, *et al.*, *Respondents*.	Case No. 2021-1210

AFFIDAVIT OF FREDA J. LEVENSON

EVIDENCE OF RELATORS – COMPLAINTS AND ANSWERS

Freda J. Levenson (0045916)
ACLU of Ohio Foundation, Inc.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: 614-586-1972 x 125
flevenson@acluohio.org

David J. Carey (0088787)
ACLU of Ohio Foundation, Inc.
1108 City Park Avenue, Suite 203
Columbus, OH 43206
(614) 586-1972 x2004
dcarey@acluohio.org

Alora Thomas (PHV 22010-2021)
Kelsey Miller*
Julie A. Ebenstein (PHV 25423-2021)
American Civil Liberties Union 125 Broad Street
New York, NY 10004
(212) 519-7866
athomas@aclu.org
jebenstein@aclu.org

Robert D. Fram (PHV 25414-2021)
Donald Brown** (PHV 25480-2021)
Joshua González (PHV 25424-2021)
Juliana Goldrosen (PHV 25193-2021)
David Denuyl (PHV 25452-2021)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
(415) 591 6000
rfram@cov.com

DAVE YOST
OHIO ATTORNEY GENERAL
Michael J. Hendershot (0081842)
Michael A. Walton (0092201)
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
30 E. Broad Street Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
Michael.Hendershot@OhioAttorneyGeneral.gov
Michael.Walton@OhioAGO.gov
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov

Counsel for Respondents
Governor Mike DeWine, Secretary of State Frank LaRose, and Auditor Keith Faber

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, Ohio 45202-3957
T: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch, III (PHV 25460-2021)
Alyssa M. Riggins (PHV 25441-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
T: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and House Speaker Robert Cupp

James Smith*
Megan C. Keenan (PHV 25410-2021)
L. Brady Bender (PHV 25192-2021)
Alexander Thomson (PHV 25462-2021)
COVINGTON & BURLING LLP
One CityCenter
850 Tenth Street, NW
Washington, DC 20001-4956
(202) 662-6000
mkeenan@cov.com

Anupam Sharma (PHV 25418-2021)
James Hovard (PHV 25420-2021)
Yale Fu (PHV 25419-2021)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
(650) 632-4700
asharma@cov.com

Madison Arent*
COVINGTON & BURLING LLP
The New York Times Building
620 Eighth Avenue
New York, NY 10018-1405
(212) 841 1000
marent@cov.com

Counsel for Relators
League of Women Voters et al.
**Pro Hac Vice Motion Forthcoming*
***Pro Hac Vice Motion Pending*

Abha Khanna (PHV 2189-2021)
Ben Stafford (PHV 25433-2021) ELIAS LAW GROUP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
bstafford@elias.law
T: (206) 656-0176
F: (206) 656-0180

John Gilligan (Ohio Bar No. 0024542)
Diane Menashe (Ohio Bar No. 0070305)
ICE MILLER LLP
250 West Street, Suite 700
Columbus, Ohio 43215
John.Gilligan@icemiller.com
Diane.Menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (Ohio Bar No. 0078732)
Ashley Merino (Ohio Bar No. 0096853)
ORGAN LAW LLP
1330 Dublin Road
Columbus, Ohio 43215
T: (614) 481-0900
F: (614) 481-0904
ejclark@organlegal.com
amerino@organlegal.com

Counsel for Respondent
Ohio Redistricting Commission

Aria C. Branch (PHV 25435-2021)
Jyoti Jasrasaria (PHV 25401-2021)
Spencer W. Klein (PHV 25432-2021)
ELIAS LAW GROUP
10 G St NE, Suite 600
Washington, DC 20002
abranch@elias.law
jjasrasaria@elias.law
sklein@elias.law
T: (202) 968-4490
F: (202) 968-4498

Donald J. McTigue* (Ohio Bar No. 0022849)
**Counsel of Record*
Derek S. Clinger (Ohio Bar No. 0092075)
MCTIGUE & COLOMBO LLC
545 East Town Street
Columbus, OH 43215
dmctigue@electionlawgroup.com
dclinger@electionlawgroup.com
T: (614) 263-7000
F: (614) 368-6961

Counsel for Relators
Bria Bennett, et al.

Peter M. Ellis (0070264)
Counsel of Record
M. Patrick Yingling (PHV 10145-2021)
REED SMITH LLP
10 South Wacker Drive, 40th Floor
Chicago, IL 60606
Tel: (312) 207-1000
Fax: (312) 207-6400
pellis@reedsmith.com
mpyingling@reedsmith.com

Brad A. Funari (PHV 3139-2021)
Danielle L. Stewart (0084086)
Reed Smith LLP
225 Fifth Avenue
Pittsburgh, PA 15222
Tel: 412-288-4583
Fax: 412-288-3063
bfunari@reedsmith.com
dstewart@reedsmith.com

Brian A. Sutherland (PHV 25406-2021)
REED SMITH LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
Tel: (415) 543-8700
Fax: (415) 391-8269
bsutherland@reedsmith.com

Ben R. Fliegel (PHV 25411-2021)
REED SMITH LLP
355 South Grand Avenue, Suite 2900
Los Angeles, CA 90071
Tel: (213) 457-8000
Fax: (213) 457-8080
bfliegel@reedsmith.com

Alicia L. Bannon (PHV 25409-2021)
Yurij Rudensky (PHV 25422-2021)
Michael Li (PHV 25430-2021)*
Ethan Herenstein (PHV 25429-2021)
BRENNAN CENTER FOR JUSTICE
AT NYU SCHOOL OF LAW
120 Broadway, Suite 1750
New York, NY 10271
Tel: (646) 292-8310
Fax: (212) 463-7308
alicia.bannon@nyu.edu

Counsel for Relators
Ohio Organizing Collaborative et al.
**Pro Hac Vice Motion Forthcoming*

Evidence of Relators Affidavit of F. Levenson Complaints and Answers.pdf

DocVerify ID:	6AC477F3-E074-41C8-A702-824C1305AD0C
Created:	October 22, 2021 18:48:58 -8:00
Pages:	2
Remote Notary:	Yes / State: OH

This document is a DocVerify VeriVaulted protected version of the document named above. It was created by a notary or on the behalf of a notary, and it is also a DocVerify E-Sign document, which means this document was created for the purposes of Electronic Signatures and/or Electronic Notary. Tampered or altered documents can be easily verified and validated with the DocVerify veriCheck system. This remote online notarization involved the use of communication technology.

Go to www.docverify.com at any time to verify or validate the authenticity and integrity of this or any other DocVerify VeriVaulted document.

E-Signature Summary

E-Signature 1: Freda J.Levenson (FJL)
October 22, 2021 18:54:33 -8:00 [A6E9D83ADADB] [74.64.96.68]
flevenson@acluohio.org (Principal) (Personally Known)

E-Signature Notary: Theresa M Sabo (TMS)
October 22, 2021 18:54:33 -8:00 [5FC762988DC8] [23.28.168.121]
tess.sabo@gmail.com
I, Theresa M Sabo, did witness the participants named above electronically sign this document.

DocVerify documents cannot be altered or tampered with in any way once they are protected by the DocVerify VeriVault System. Best viewed with Adobe Reader or Adobe Acrobat.
All visible electronic signatures contained in this document are symbolic representations of the persons signature, and not intended to be an accurate depiction of the persons actual signature as defined by various Acts and/or Laws.

Affidavit of Freda J. Levenson

I, Freda J. Levenson, having been duly sworn and cautioned according to law, hereby state that I am over the age of eighteen years and am competent to testify as to the facts set forth below based on my personal knowledge and having personally examined all records referenced in this affidavit, and further state as follows:

1. In the above-captioned cases (Nos. 2021-1193, 2021-1198, and 2021-1210), the Ohio Supreme Court has entered an order providing that parties shall file any evidence they intend to present no later than Friday, October 22, 2021.

2. I am one of the counsel for Relators in the above captioned matter, Case Number 2021-1193.

3. The documents contained in the attached Appendix of Exhibits are true and correct copies of the complaints filed by Relators and answers filed in response by Respondent Senator Vernon Sykes in *League of Women Voters of Ohio, et. al. v. Ohio Redistricting Commission, et. al.*, Case No. 2021-1193, *Bria Bennett, et. al. v. Ohio Redistricting Commission, et. al.*, Case No. 2021-1198, and *The Ohio Organizing Collaborative, et. al. v. Ohio Redistricting Commission, et. al.*, Case No. 2021-1210. The Index at the beginning of the Appendix, also copied below, names each document and states where it appears in the Appendix.

6AC477F3-E074-41C8-A702-824C1305AD0C --- 2021/10/22 18:48:58 -8:00 --- Remote Notary

DocVerify ID: 6AC477F3-E074-41C8-A702-824C1305AD0C
www.docverify.com
Page 1 of 2 | 1824C1305AD0C

ITEM	DESCRIPTION	BATES RANGE	CASE NUMBER
1	Complaint (9.23.21)	COMP_ANSW_0001-COMP_ANSW_0031	2021-1193
2	Respondent Senator Vernon Sykes' Answer to Relators' Complaint (10.18.21)	COMP_ANSW_0032-COMP_ANSW_0047	2021-1193
3	Complaint (9.24.21)	COMP_ANSW_0048-COMP_ANSW_0083	2021-1198
4	Respondent Senator Vernon Sykes' Answer to Relators' Complaint (10.19.21)	COMP_ANSW_0084-COMP_ANSW_0136	2021-1198
5	Complaint (9.27.21)	COMP_ANSW_0137-COMP_ANSW_0174	2021-1210
6	Respondent Senator Vernon Sykes' Answer to Relators' Complaint (10.21.21)	COMP_ANSW_0175-COMP_ANSW_0191	2021-1210

A6E0B3ADA0B
Freda J.Levenson
Signed on 2021/10/22 18:54:33 -8:00

Freda J. Levenson

Signed at Columbus, Franklin, Ohio
City County State

10/22/2021

Sworn to and subscribed before me this _____ day of October, 2021

5FC762988DC8
Signed on 2021/10/22 18:54:33 -8:00

Notary Public

NOTARY PUBLIC STATE OF OHIO
Theresa Michelle Sabo
Commission # 2016-re-619622
Electronic Notary Public
State of Ohio
My Comm Exp. Nov 28, 2021
Notary Stamp 2021/10/22 18:54:33 PST 5FC762988DC8

Notarial act performed by audio-visual communication

6AC477F3-E074-41C8-A702-824C1305AD0C --- 2021/10/22 18:48:58 -8:00 --- Remote Notary

DocVerify ID: 6AC477F3-E074-41C8-A702-824C1305AD0C
www.docverify.com
Page 2 of 2 2824C1305AD0C

CERTIFICATE OF SERVICE

I, Freda J. Levenson, hereby certify that on October 22, 2021, I caused a true and correct copy of the following documents to be served by email upon the counsel listed below:

1. **Affidavit of Freda J. Levenson**
2. **Complaints and Answers From All Cases, Appendix of Exhibits, Volume 1 (pages 1 - 191)**

DAVE YOST
OHIO ATTORNEY GENERAL
Bridget C. Coontz (0072919)
Julie M. Pfeiffer (0069762)
Michael A. Walton (0092201)
Michael J. Hendershot (0081842)
30 E. Broad St.
Columbus, OH 43215
Tel: (614) 466-2872
Fax: (614) 728-7592
bridget.coontz@ohioago.gov
julie.pfeiffer@ohioago.gov
michael.walton@ohioago.gov
michael.hendershot@ohioago.gov

Counsel for Respondents Governor Mike DeWine, Secretary of State Frank LaRose, and Auditor Keith Faber

W. Stuart Dornette (0002955)
Beth A. Bryan (0082076)
Philip D. Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
425 Walnut St., Suite 1800
Cincinnati, OH 45202
Tel: (513) 381-2838
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)
Thomas A. Farr (PHV 25461-2021)
John E. Branch (PHV 25460-2021)
Alyssa M. Riggings (PHV 25441-2021)
Greg McGuire (PHV 25483-2021)
NELSON MULLINS RILEY & SCARBOROUGH LLP
4140 Parklake Ave., Ste. 200
Raleigh, NC 27612
phil.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
john.branch@nelsonmullins.com
alyssa.riggins@nelsonmullins.com
greg.mcguire@nelsonmullins.com
Tel: (919) 329-3812

Counsel for Respondents
Senate President Matt Huffman and
House Speaker Robert Cupp

John Gilligan (0024542)
Diane Menashe (0070305)
ICE MILLER LLP
250 West St., Ste., 700
Columbus, OH 43215
john.gilligan@icemiller.com
diane.menashe@icemiller.com

Counsel for Respondents
Senator Vernon Sykes and
House Minority Leader Emilia Sykes

Erik J. Clark (0078732)
Ashley Merino (0096853)
ORGAN LAW LLP
1330 Dublin Rd.
Columbus, OH 43215
Tel: (614) 481-0900
Fax: (614) 481-0904

Counsel for Respondent Ohio Redistricting Commission

/s/ Freda J. Levenson