

**In the
Supreme Court of Ohio**

LEAGUE OF WOMEN VOTERS OF OHIO, et al., :
 :
 Relators, : **Case No. 2021-1193**
 :
 v. : **Original Action Pursuant to**
 : **Ohio Const., Art. XI**
OHIO REDISTRICTING COMMISSION, et al., :
 : **Apportionment Case**
 Respondents. :

BRIA BENNETT, et al., :
 :
 Relators, : **Case No. 2021-1198**
 :
 v. : **Original Action Pursuant to**
 : **Ohio Const., Art. XI**
OHIO REDISTRICTING COMMISSION, et al., :
 : **Apportionment Case**
 Respondents. :

OHIO ORGANIZING COLLABORATIVE, et al., :
 :
 Relators, : **Case No. 2021-1210**
 :
 v. : **Original Action Pursuant to**
 : **Ohio Const., Art. XI**
OHIO REDISTRICTING COMMISSION, et al., :
 : **Apportionment Case**
 Respondents. :

RESPONDENT SECRETARY OF STATE’S MOTION TO DISMISS AND TO VACATE.

JULIE M. PFEIFFER (0069762)*
*Counsel of Record
MICHAEL J. HENDERSHOT (0081842)
Deputy Solicitor
JONATHAN BLANTON (0070035)
First Assistant Attorney General
MICHAEL A. WALTON (0092201)
Assistant Attorney General

Constitutional Offices Section
30 E. Broad Street, 16th Floor
Columbus, Ohio 43215
Tel: 614-466-2872 | Fax: 614-728-7592
Julie.Pfeiffer@OhioAGO.gov
Michael.Hendershot@OhioAGO.gov
Jonathan.Blanton@OhioAGO.gov
Michael.Walton@OhioAGO.gov

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

Counsel listed on following pages.

Freda June Levenson (0045916)
Counsel of Record
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
Tel: 614-586-1972 x2004
dcarey@acluohio.org

Julie A. Ebenstein (PHV 25423)
AMERICAN CIVIL LIBERTIES UNION
125 Broad Street
New York, NY 10004
Tel: 212-519-7866
jebenstein@aclu.org

Robert D. Fram (PHV 25414)
COVINGTON & BURLING LLP
Salesforce Tower
415 Mission Street, Suite 5400
San Francisco, CA 94105-2533
Tel: 415-591 6000
rfram@cov.com

Yiye Fu (PHV 25419)
COVINGTON & BURLING LLP
3000 El Camino Real
5 Palo Alto Square, 10th Floor
Palo Alto, CA 94306-2112
Tel: 650-632-4716
yfu@cov.com

Counsel for LWV Petitioners

Donald J. McTigue (22849)
Counsel of Record
MCTIGUE & COLOMBO LLC
545 E. Town Street
Columbus OH 43215
Tel: 614-263-7000 | Fax: 614-368-6961
dmctigue@elecitonlawgroup.com

Aria C. Branch (PHV 25435)
Jyoti Jasrasaria (PHV 25401)
ELIAS LAW GROUP
10 G Street NE, Suite 600
Washington DC 20002
Tel: 202-968-4490 | Fax: 202-968-4498
abranche@elias.law
jjasrasaia@elias.law

Abha Khanna (PHV 2189)
W. Ben Stafford (PHV 25433)
ELIAS LAW GROUP
1700 Seventh Avenue, Suite 2100
Seattle WA 98101
Tel: 206-656-0176 | Fax: 206-656-0180
akhanna@elias.law
bstafford@elias.law

Counsel for Bennett Petitioners

Peter Maurice Ellis (70264)
Counsel of Record
REED SMITH LLP
10 S. Wacker Drive
Chicago IL 60606
Tel: 312-207-1000 |Fax: 312-207-6400
pellis@reedsmith.com

Alicia L. Bannon (PHV 25409)
ELIAS LAW GROUP
1700 Seventh Avenue, Suite 2100
Seattle WA 98101
Tel: 206-656-0176 |Fax: 206-656-0180
akhanna@elias.lawalicia.bannon@nyu.edu"

Freda June Levenson (0045916)
Counsel of Record
ACLU OF OHIO FOUNDATION, INC.
4506 Chester Avenue
Cleveland, Ohio 44103
Tel: (614)-586-1972 x 125
flevenson@acluohio.org

Michael Li (PHV 25430)
ELIAS LAW GROUP
1700 Seventh Avenue, Suite 2100
Seattle WA 98101
Tel: 206-656-0176 |Fax: 206-656-0180

Yurij Rudensky (PHV 25422)
ELIAS LAW GROUP
1700 Seventh Avenue, Suite 2100
Seattle WA 98101
Tel: 206-656-0176 |Fax: 206-656-0180

Danielle Lynn Stewart (84086)
REED SMITH LLP
225 Fifth Avenue
Pittsburgh PA 15222
Tel: 412-288-4583

Counsel for OOC Petitioners

Freda June Levenson (0045916)
Counsel of Record
ACLU OF OHIO FOUNDATION, INC.
4506 Chester Avenue
Cleveland, Ohio 44103
T: (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
T: (614) 586-1972 x2004
dcarey@acluohio.org

Counsel for Amicus Curiae ACLU

Belinda Spinosi
4249 E. Broad Street, Apt. F
Columbus OH 43213
Tel: 614-902-0572
belindaspinosi@gmail.com

Pro se Amicus Curiae

Steven Samuel Kaufman (16662)
Counsel of Record
Sara Smoter Dorland (095682)
Garcia-Prignitz, Dolores Patria (0085644)
ULMER & BERNE
1100 Skylight Office Tower
1660 W. Second Street
Cleveland OH 44113
Tel: 216-583-7000 |Fax: 216-583-7001
skaufman@campaignlegalcenter.org
sdorland@campaignlegalcenter.org

Valencia Richardson (PHV 25517)
CAMPAIGN LEGAL CENTER
1101 14th Street NW, Suite 400
Washington DC 20005
Tel: 202-736-2200 |Fax: 202-736-2222
vrichardson@campaignlegalcenter.org

Counsel for Amicus Curiae Campaign Legal Center

John Mark Haseley (0063042)
Counsel of Record
470 W. Broad Street
Columbus OH 43215
Tel: 614-937-8872
haseley@goconnorlaw.com

Counsel for Amicus Curiae We Are Ohio

Mark George (80392)
Counsel of Record
625 City Park Avenue
Columbus OH 43206
Tel: 614-223-1444 |Fax: 614-300-5123
Mark@kafantaris.com

*Counsel for Amicus Curiae Center for
Competitive Democracy, Mark Brown and
Ruth Colker*

Subodh Chandra (0069233)
Counsel of Record
Donald Paul Screen (044070)
1265 W. 6th Street, Suite 400
Cleveland OH 44113
Tel: 216-578-1700
subodh.chandra@chandralaw.com
donald.screen@chandralaw.com

Janette McCarthy Wallace (0066257)
NAACP
4805 Mount Hope Drive
Baltimore MD 21215
Tel: 410-580-577
jlouard@naacpnet.org

*Counsel for Amicus Curiae Ohio State
Conference of the NAACP*

Emily Elizabeth Smart Woerner (0089349)
Counsel of Record
Deputy City Solicitor
Shannon Doyle Price (0100744)
Assistant City Solicitor
Andrew William Garth (0088905)
City Solicitor
801 Plum Street, Room 214
Cincinnati OH 45202
Tel: 513-352-3307 |Fax: 513-352-1515
emily.woerner@cincinnati-oh.gov
shannon.price@cincinnati-oh.gov
andrew.garth@cincinnati-oh.gov"

*Counsel for Amicus Curiae City of
Cincinnati*

Donald Carl Brey (0021965)
Counsel of Record
Ryan C. Spitzer (0093515)
Isaac Wiles & Burkholder LLC
Two Miranova Place, Suite 700
Columbus OH 43215
Tel: 614-221-2121 |Fax: 614-365-9516
dbrey@isaacwiles.com
rspitzer@isaacwiles.com"

Counsel for Amicus Curiae Renew Ohio

Charles Benjamin Cooper (0093103)
Counsel of Record
Charles H. Cooper (0037295)
Chelsea W. Weaver (0096850)
Cooper & Elliott, LLC
305 West Nationwide Boulevard
Columbus, Ohio 43215
Tel: (614) 481-6000 |Fax: (614) 481-6001
benc@cooperelliott.com
chipc@cooperelliott.com
chelseaw@cooperelliott.com"

*Counsel for Respondents Allison Russo and
Vernon Sykes*

Phillip Strach (PHV 25444)
Counsel of Record
John Branch, III (PHV 25460)
Thomas Farr (PHV 25461)
Alyssa Riggins (PHV 25441)
NELSON MULLINS RILEY &
SCARBOROUGH, LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
Tel: (919) 329-3800 | Fax: (919) 329-3799
phil.strach@nelsonmullins.com
john.branch@nelsonmullins.com
tom.farr@nelsonmullins.com
alyssa.riggins@nelsonmullins.com

William Stuart Dornette (002955)
Beth Anne Bryan (0082076)
Philip Daniel 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"

*Counsel for Respondents Jeffrey LaRe and
Robert McColley*

William Stuart Dornette (002955)
Counsel of Record
Beth Anne Bryan (0082076)
Philip Daniel 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 Strach (PHV 25444)
John Branch, III (PHV 25460)
Thomas Farr (PHV 25461)
Alyssa Riggins (PHV 25441)
NELSON MULLINS RILEY &
SCARBOROUGH, LLP
4140 Parklake Ave., Suite 200
Raleigh, North Carolina 27612
Tel: (919) 329-3800 | Fax: (919) 329-3799
phil.strach@nelsonmullins.com
john.branch@nelsonmullins.com
tom.farr@nelsonmullins.com
alyssa.riggins@nelsonmullins.com

*Counsel for Respondents Matt Huffman and
Robert Cupp*

3513.05, “any person desiring to become a candidate for a party nomination” or “for election to an office or position to be voted for” at the 2024 primary election must “file a declaration of candidacy and petition and pay the fees required under divisions (A) and (B) of section 3513.10 of the Revised Code” by December 20, 2023. Any delay to critical elections deadlines such as the deadline for the filing of declarations of candidacy could have a negative impact on the administration of the 2024 election. The Secretary requests the Court to consider this important upcoming deadline in deciding the pending motions in these cases.

Respectfully submitted,

DAVE YOST
Ohio Attorney General

/s/ Julie M. Pfeiffer

JULIE M. PFEIFFER (0069762)*

**Counsel of Record*

MICHAEL J. HENDERSHOT (0081842)

Deputy Solicitor

JONATHAN BLANTON (0070035)

First Assistant Attorney General

MICHAEL A. WALTON (0092201)

Assistant Attorney General

Constitutional Offices Section

30 E. Broad Street, 16th Floor

Columbus, Ohio 43215

Tel: 614-466-2872 | Fax: 614-728-7592

Julie.Pfeiffer@OhioAGO.gov

Michael.Hendershot@OhioAGO.gov

Jonathan.Blanton@OhioAGO.gov

Michael.Walton@OhioAGO.gov

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

CERTIFICATE OF SERVICE

I hereby certify that on October 30, 2023, was filed electronically. I further certify that a copy of the foregoing has been served via the electronic mail upon the following counsel:

Freda June Levenson (0045916)
Counsel of Record
ACLU OF OHIO FOUNDATION, INC.
flevenson@acluohio.org

David J. Carey (0088787)
ACLU OF OHIO FOUNDATION, INC.
dcarey@acluohio.org

Julie A. Ebenstein (PHV 25423)
AMERICAN CIVIL LIBERTIES UNION
jebenstein@aclu.org

Robert D. Fram (PHV 25414)
COVINGTON & BURLING LLP
rfram@cov.com

Counsel for LWV Petitioners

Donald J. McTigue (22849)
Counsel of Record
MCTIGUE & COLOMBO LLC
dmctigue@elecitonlawgroup.com

Aria C. Branch (PHV 25435)
Jyoti Jasrasaria (PHV 25401)
Elias Law Group
abbranch@elias.law
jjasrasaia@elias.law

Abha Khanna (PHV 2189)
W. Ben Stafford (PHV 25433)
ELIAS LAW GROUP
akhanna@elias.law
bstafford@elias.law

Counsel for Bennett Petitioners

Peter Maurice Ellis (0070264)
REED SMITH LLP
pellis@reedsmith.com

Alicia L. Bannon (PHV 25409)
bannon@nyu.edu

Freda June Levenson (0045916)
Counsel of Record
ACLU OF OHIO FOUNDATION, INC.
flevenson@acluohio.org

Michael Li (PHV 25430)
Elias Law Group

Yurij Rudensky (PHV 25422)
ELIAS LAW GROUP

Danielle Lynn Stewart (84086)
REED SMITH LLP

Counsel for OOC Petitioners

Freda June Levenson (0045916)
Counsel of Record
ACLU OF OHIO FOUNDATION, INC.
flevenson@acluohio.org

David J. Carey (0088787)
ACLU OF OHIO FOUNDATION, INC.
dcarey@acluohio.org

Counsel for Amicus Curiae ACLU

Belinda Spinosi
belindaspinosi@gmail.com

Pro se Amicus Curiae

Steven Samuel Kaufman (16662)
Counsel of Record
Sara Smoter Dorland (095682)
Garcia-Prignitz, Dolores Patria (0085644)
ULMER & BERNE
skaufman@campaignlegalcenter.org
sdorland@campaignlegalcenter.org

Valencia Richardson (PHV 25517)
CAMPAIGN LEGAL CENTER
vrichardson@campaignlegalcenter.org
Counsel for Amicus Curiae Campaign Legal Center

John Mark Haseley (0063042)
Counsel of Record
470 W. Broad Street
haseley@goconnorlaw.com
Counsel for Amicus Curiae We Are Ohio

Mark George (80392)
Mark@kafantaris.com
Counsel for Amicus Curiae Center for Competitive Democracy, Mark Brown and Ruth Colker

Subodh Chandra (0069233)
Counsel of Record
Donald Paul Screen (044070)
THE CHANDRA LAW FIRM LLC
subodh.chandra@chandraLaw.com
donald.screen@chandraLaw.com

Wallace, Janette McCarthy (0066257)
NAACP
jlouard@naacpnet.org
Counsel for Amicus Curiae Ohio State Conference of the NAACP

Emily Elizabeth Smart Woerner (0089349)
Counsel of Record
Deputy City Solicitor
Shannon Doyle Price (0100744)
Assistant City Solicitor
Andrew William Garth (0088905)
City Solicitor
emily.woerner@cincinnati-oh.gov
shannon.price@cincinnati-oh.gov
andrew.garth@cincinnati-oh.gov"

Counsel for Amicus Curiae City of Cincinnati

Donald Carl Brey (0021965)
Counsel of Record
Ryan C. Spitzer (0093515)
ISAAC WILES & BURKHOLDER LLC
dbrey@isaacwiles.com
rspitzer@isaacwiles.com"

Counsel for Amicus Curiae Renew Ohio

Charles Benjamin Cooper (0093103)
Counsel of Record
Charles H. Cooper (0037295)
Chelsea W. Weaver (0096850)
COOPER & ELLIOTT, LLC
benc@cooperelliott.com
chipc@cooperelliott.com
chelseaw@cooperelliott.com"

Counsel for Respondents Allison Russo and Vernon Sykes

Phillip Strach (PHV 25444)
Counsel of Record
John Branch, III (PHV 25460)
Thomas Farr (PHV 25461)
Alyssa Riggins (PHV 25441)
NELSON MULLINS RILEY &
SCARBOROUGH, LLP
phil.strach@nelsonmullins.com
john.branch@nelsonmullins.com
tom.farr@nelsonmullins.com
alyssa.riggins@nelsonmullins.com

William Stuart Dornette (002955)
Beth Anne Bryan (0082076)
Philip Daniel Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com"

*Counsel for Respondents Jeffrey LaRe and
Robert McColley*

William Stuart Dornette (002955)
Counsel of Record
Beth Anne Bryan (0082076)
Philip Daniel Williamson (0097174)
TAFT STETTINIUS & HOLLISTER LLP
dornette@taftlaw.com
bryan@taftlaw.com
pwilliamson@taftlaw.com"

Phillip Strach (PHV 25444)
John Branch, III (PHV 25460)
Thomas Farr (PHV 25461)
Alyssa Riggins (PHV 25441)
NELSON MULLINS RILEY &
SCARBOROUGH, LLP
phil.strach@nelsonmullins.com
john.branch@nelsonmullins.com
tom.farr@nelsonmullins.com
alyssa.riggins@nelsonmullins.com

*Counsel for Respondents Matt Huffman and
Robert Cupp*

/s/ Julie M. Pfeiffer

JULIE M. PFEIFFER (0069762)
Assistant Attorney General