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**Pro hac vice pending*

Counsel for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH**

COMMISSIONERS AMELIA POWERS
GARDNER, a registered Utah voter and
elected official, *et al.*,

Plaintiffs,

v.

LIEUTENANT GOVERNOR DEIDRE
HENDERSON, in her official capacity,

Defendant.

**DECLARATION OF
CELESTE MALOY**

Case No. 2:26-cv-00084-RJS

District Judge Robert J. Shelby

**THREE-JUDGE PANEL
REQUESTED**

DECLARATION OF CELESTE MALOY

I, Celeste Maloy, am a citizen of the State of Utah and the United States, at least 18 years of age, and competent to make this declaration, as follows:

1. I am a registered Utah voter.
2. I am currently serving as a Member of Congress, representing the 2nd District of Utah in the United States House of Representatives.
3. I am running for re-election to the United States House of Representatives in 2026.
4. The selection of Map 1 has harmed me by changing the election rules. The normal rules and timeline have been thrown into confusion. No one knows whether the congressional districts will be Map 1, the map that we have been using since 2021, or something else.
5. Normally, I would file to run for re-election in January of an election year. Under that timeline, I would campaign from January until the convention in April, then until the primary in June, and then until the general election in November. I use this important time to meet my campaigning needs, including educating potential voters and speaking to potential state delegates.
6. Now the filing period has been moved to March 9–13, 2026, shortly before the convention on April 25, 2026, and the primary on June 23, 2026.

7. Since the 2024 election, I have been spending time, energy, and resources preparing for the 2026 election based on the Legislature's 2021 map. I am ready, willing, and able to run on the 2021 map.

8. The selection of Map 1 has caused uncertainty and confusion for me, my campaign staff, and for voters. I do not know where I should file to run, and I have not yet filed for re-election. My district has shifted to the point that I do not know which district to choose.

9. Nor do I know where to spend my money, time, and resources campaigning. If Map 1 is the map for the 2026 elections, then I will need to spend substantial time and money campaigning in new areas that have not previously been part of their districts.

10. Additionally, the unconstitutional nature of Map 1, and the repeated alterations of it by Judge Gibson, have significantly disadvantaged those Utah voters who are potentially moved to a new district by the map—over half a million. This electoral limbo has harmed them in their ability to screen and vet candidates for the upcoming primaries.

11. If the current, unconstitutional Map 1 holds, I will either be representing or campaigning in most of Utah's 29 counties until the election is held in November, if I file to run where I live. The confusion resulting from the unconstitutional implementation of Map 1, and from Map 1 itself, thus dilutes my ability to spend time representing my current district and run for office in the district

I hope to represent. For the same reasons, I do not know where to spend my campaign funds.

12. I will have to spend more money to campaign as well than I would have otherwise given I will need to introduce myself to new voters that I do not currently represent and will have to traverse a much larger geography to campaign.

13. These rule changes have burdened my ability to run for office in the district I live in and to adequately represent my current constituents, while still campaigning effectively and reaching potential new voters across most of Utah.

14. I believe that Judge Gibson's selection of a map drawn by liberal voting groups will not result in a fair process. I should be able to compete in an election with a fair process that follows the law rather than departs from it, as Map 1 does.

15. I fear that Judge Gibson's changes to the rules of the 2026 congressional races in Utah, the very boundaries of those races, might affect my chances of success, and at the very least will certainly increase the financial cost and time burdens of running my campaign, requiring me to expend additional resources.

16. These rule changes may also damage my reputation. Win or lose, the process going into Map 1 has been perceived as unfair and could undermine my legitimacy even if I win. At the very least, it has eroded public confidence in the congressional districting process and the 2026 election.

17. I understand that during any election, my constituents could elect a different candidate. But that would be the choice of the People. And I understand that

regular, lawful redistricting is an occupational hazard. But Judge Gibson's selection and alteration of Map 1 has not followed the constitutional course.

18. I am more than happy to represent any group of Utahns. I joined this lawsuit to uphold my oath to support the Constitution of the United States and to protect the rights of all Utah voters to vote and to have the Legislature regulate congressional elections.

19. I believe that Map 1 is unconstitutional, because it was not selected by the Legislature, as the U.S. Constitution requires.

20. The unconstitutional nature of that map has deprived me of my right both to choose my representative and to run for office in accord with the U.S. and Utah Constitutions.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the above statements are true and correct.

2/7/2026

Date



Celeste Maloy
U.S. House of Representatives
Utah, 2nd District