

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF
FLORIDA**

Tallahassee Division

NEW FLORIDA MAJORITY EDUCATION
FUND, COMMON CAUSE and MI
FAMILIA VOTA EDUCATION FUND,

Plaintiffs,

Civil Action No. 4:18-cv-00466
MW-CAS

v.

KEN DETZNER, in his official
capacity as Secretary of State of the
State of Florida,

Defendant.

**PLAINTIFFS' EMERGENCY MOTION FOR PRELIMINARY INJUNCTION –
EXPEDITED CONSIDERATION REQUESTED**

1. Pursuant to Rule 65 of the Federal Rules of Civil Procedure and for the reasons set forth in Plaintiffs' Memorandum of Points and Authorities in Support, Plaintiffs NEW FLORIDA MAJORITY FUND, COMMON CAUSE, and MI FAMILIA VOTA EDUCATION FUND (collectively, "Plaintiffs") respectfully move the Court for a preliminary injunction requiring that Defendant KEN DETZNER extend Florida's voter registration book closing for a period of one week from October 9, 2018 to October 16, 2018, without prejudice to further extensions depending upon the actual impact of Hurricane Michael on Florida. Plaintiffs request that, pending final judgment of this case on the merits, this Court order that Defendant:

- (a) discontinue enforcement of the current October 9, 2018 voter registration book closing deadline; and
- (b) extend the book closing deadline for all forms of voter registration from

October 9, 2018 to October 16, 2018 without prejudice to further extensions as necessary.

2. Plaintiffs have submitted a brief detailing the bases for granting such relief and attach the following evidence in support of this motion:

(a) Exhibit A, Abudu Declaration, Exhibit A-1, ACLU of Florida Letter dated July 26, 2018.

(b) Exhibit B, Houk Declaration, Exhibit B-1, letter from the Lawyers' Committee and Common Cause Florida dated October 8, 2018.

(c) Exhibit C, Secretary of State Directive 2018-03, dated October 8, 2018.

3. Plaintiffs request expedited consideration of this motion for a preliminary injunction. Expedited consideration is necessary because the voter registration book closing deadline expired on October 9, 2018. Election Day, November 6, 2018, is quickly approaching. Plaintiffs seek to ensure that eligible Floridians are able to participate in the upcoming general election.

4. Plaintiffs respectfully request that the Court set this motion for a hearing or permit oral argument.

Dated: October 10, 2018

Respectfully submitted,

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that, on October 10, 2018, I electronically filed the foregoing document and all attachments using the CM/ECF system, which automatically sends notice and a copy of the filing to all counsel of record. In addition, I emailed a copy of the foregoing document and all attachments to Brad McVay, Interim General Counsel to the Secretary of State, and Ashley Davis, Deputy General Counsel to the Secretary of State immediately after filing.

/s/ Julie A. Ebenstein
Julie A. Ebenstein (Fla. Bar No. 91033)

Counsel for Plaintiffs