

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**OHIO A. PHILIP RANDOLPH
INSTITUTE,
NORTHEAST OHIO COALITION FOR
THE HOMELESS, and
LARRY HARMON,**

Plaintiffs,

v.

JON HUSTED,

*in his official capacity as Ohio Secretary of
State,*

Defendant.

Case No. 2:16-cv-303

JUDGE GEORGE C. SMITH
Magistrate Judge Elizabeth Preston Deavers

PLAINTIFFS' MOTION FOR RECONSIDERATION AND TO WITHDRAW REPLY

Plaintiffs hereby withdraw their reply brief (Doc. 82) filed October 17, 2016.

Plaintiffs additionally move for reconsideration of this Court's Order (Doc. 85) granting Defendant an opportunity to file a reply brief by 5 p.m. today, October 18, 2016. Early voting has started in Ohio and Election Day is in 21 days, and Plaintiffs believe that a 5 p.m. deadline for Defendant to file a reply will unduly delay a ruling on Plaintiffs' Motion for Temporary Restraining Order and to Show Cause Why a Preliminary Injunction Should Not Issue, which was filed on October 13, 2016, and sought a ruling by October 14, 2016.

Time is of the essence and Plaintiffs therefore respectfully request that this Court

withdraw its Order authorizing Defendant to file a reply brief and that it issue a ruling on Plaintiffs' Motion without considering their Reply. Given the circumstances, Plaintiffs further respectfully request that the court issue its ruling on their Motion by no later than 5 p.m. today.

Dated: October 18, 2016

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing PLAINTIFFS' MOTION FOR RECONSIDERATION AND TO WITHDRAW REPLY was filed on October 18, 2016 through the Court's Electronic Filing System. Parties will be served, and may obtain copies electronically, through the operation of the Electronic Filing System.

Dated: October 18, 2016

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