

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

OHIO A. PHILIP RANDOLPH INSTITUTE, <i>et al.</i>	:	
	:	
Plaintiffs,	:	Case No. 2:16-cv-00303
	:	
v.	:	JUDGE GEORGE C. SMITH
	:	
SECRETARY OF STATE, JON HUSTED	:	Magistrate Judge Deavers
	:	
Defendant.	:	

JOINT MOTION FOR FURTHER RELIEF

Plaintiffs Ohio A. Philip Randolph Institute (“APRI”), the Northeast Ohio Coalition for the Homeless (“NEOCH”), and Larry Harmon, and Defendant Jon Husted, in his official capacity as Ohio Secretary of State (the “Secretary”), through their undersigned counsel, jointly move this Court for an order authorizing the Secretary to issue the directive attached hereto as Exhibit A (the “Directive”). The Directive extends this Court’s Opinion and Order (Doc. 89) dated October 19, 2016, Order (Doc. 92) dated October 25, 2016, and Order (Doc. 93) dated November 5, 2016, to apply to the upcoming Recall Election in Cuyahoga County on December 6, 2016. To the extent fees are awarded, Plaintiffs waive any entitlement to fees that are associated with this Motion and the negotiations preceding this Motion.

Accordingly, the Parties respectfully request that this Court enter an order authorizing the Secretary to issue the Directive.

Dated this 18th day of November, 2016

Respectfully submitted,

MIKE DEWINE
Ohio Attorney General

s/ Naila Awan

NAILA AWAN, Trial Attorney (0088147)
STUART C. NAIFEH*
CAMERON BELL*
Dēmos
220 Fifth Ave., 2nd Flr.
New York, NY 10001
Telephone: 212-485-6055
Email: nawan@demos.org
Email: snaifeh@demos.org

FREDA J. LEVENSON (0045916)
ACLU of Ohio
4506 Chester Avenue
Cleveland, Ohio 44103
Telephone: 216-472-2220
Email: flevenson@acluohio

DANIEL P. TOKAJI*
Cooperating Attorney for ACLU of Ohio
The Ohio State University
Moritz College of Law**
55 W. 12th Ave
Columbus, OH 43210
Telephone: 310-266-0402
Email: dtokaji@gmail.com

RICHARD SAPHIRE (0017813)
Cooperating Attorney for ACLU of Ohio
University of Dayton School of Law**
300 College Park
Dayton, Ohio 45469
Telephone: 937-229-2820
Email: rsaphire1@udayton.edu

s/ Steven T. Voigt

STEVEN T. VOIGT (0092879)
Principal Assistant Attorney General
JORDAN S. BERMAN (0093075)
Assistant Attorney General
Constitutional Offices Section
30 East Broad Street, 16th Floor
Columbus, Ohio 43215
Tel: (614) 466-2872; Fax: (614) 728-7592
steven.voigt@ohioattorneygeneral.gov
jordan.berman@ohioattorneygeneral.gov

*Counsel for Defendant
Secretary of State Jon Husted*

PAUL MOKE (0014099)
Cooperating Attorney for ACLU of Ohio
Wilmington College**
1252 Pyle Center
Wilmington, Ohio 45177
Telephone: 937-725-7501
Email: paul.moke@gmail.com

Counsel for Plaintiffs

* Admitted *pro hac vice*

** Institutional affiliation for the purpose of
identification only

CERTIFICATE OF SERVICE

I hereby certify that the foregoing JOINT MOTION FOR FURTHER RELIEF was filed this November 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: November 18, 2016

s/ Steven T. Voigt

STEVEN T. VOIGT (0092879)
Principal Assistant Attorney General