

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

**DONNA CURLING, ET AL.,  
Plaintiffs,**

**v.**

**BRIAN KEMP, ET AL.,  
Defendants.**

**Civil Action No. 1:17-CV-2989-AT**

**COALITION PLAINTIFFS' MOTION FOR  
PRELIMINARY INJUNCTION**

Pursuant to Rule 65 of the Federal Rules of Civil Procedure, Plaintiffs Coalition for Good Governance, William Digges III, Laura Digges, Megan Missett, and Ricardo Davis (the "Coalition Plaintiffs") move this Court to grant a preliminary injunction prohibiting the Defendants from conducting the November 2018 general election and the related December 2018 runoff election through direct recording electronic (DRE) voting units for in-person voting.

In connection with the foregoing requested relief, Coalition Plaintiffs request this Court to order Defendants instead to conduct such elections using paper ballots, as permitted by Georgia law, and to make available at each polling place at least one voting system equipped for individuals with disabilities that produces a permanent paper record, which may not be a paperless DRE voting unit (unless no

other equipment equipped for individuals with disabilities is reasonably available that satisfies the requirement to have a manual audit capacity), as required by federal law.

In connection with the foregoing requested relief, Coalition Plaintiffs request this Court to order the Defendant State Election Board Members to promulgate rules requiring and specifying appropriate procedures for conducting pre-certification audits of the results of both such elections and, to order the Defendant Secretary of State, before October 1, 2018, to conduct an audit of and correct any identified errors in the DRE system's electronic pollbook data that will be used in both such elections.

Pursuant to Rule 65(d), Plaintiffs have filed with this Motion a proposed order directed at the persons to be bound thereby, stating the reasons why the order should issue, stating the order's terms specifically, and describing the acts restrained and required.

Pursuant to Rule 7.1A of the Local Rules of the Northern District of Georgia, and Part III (a) of this Court's Standing Order, Plaintiffs have filed herewith a brief citing legal authorities supporting the motion and the facts relied upon. Attached to the brief are declarations from the following:

1. Matt Bernhard

2. Dana Bowers
3. Bruce Brown
4. Jasmine Clark
5. Kimberly Copeland
6. Rob Kadel
7. Logan Lamb
8. Carri Luse
9. Marilyn Marks
10. Laurie Mitchell
11. Rebecca Wilson

Respectfully submitted this 3<sup>rd</sup> day of August, 2018.

/s/ Bruce P. Brown

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/s/ Robert A. McGuire, III

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/s/ William Brent Ney

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/s/ Cary Ichter

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### **CERTIFICATE OF COMPLIANCE**

I hereby certify that the foregoing document has been prepared in accordance with the font type and margin requirements of LR 5.1, using font type of Times New Roman and a point size of 14.

/s/ Bruce P. Brown

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AUGUST 3, 2018

**CERTIFICATE OF SERVICE**

This is to certify that I have this day caused the foregoing COALITION PLAINTIFFS' MOTION FOR PRELIMINARY INJUNCTION to be served upon all other parties in this action by via electronic delivery using the PACER-ECF system.

This 3<sup>RD</sup> day of August, 2018.

*/s/ Bruce P. Brown*  
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