

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

WILLIAM MORGAN, ELIZABETH)	
NORDEN, DAVID VAUGHT, DORIS	)	CASE NO.
DAVENPORT, ANDREA RAILA,)	
JACKSON PALLER, and the)	
COMMITTEE FOR THE ILLINOIS)	
DEMOCRACY AMENDMENT, an)	
unincorporated political association,)	
)	
Plaintiffs,)	
	)	Honorable Judge
JESSE WHITE, in his official capacity)	
as Illinois Secretary of State, DEVON)	
REID, in his official capacity as the)	
Evanston City Clerk, KAREN A.)	
YARBROUGH, in her official capacity)	
as Cook County Clerk, and WILLIAM)	
J. CADIGAN, KATHERINE S. O'BRIEN,)	
LAURA K. DONAHUE, CASSANDRA)	
B. WATSON, WILLIAM R. HAINE,)	
IAN K. LINNABARY, CHARLES W.)	
SCHOLZ, WILLIAM M. MCGUFFAGE,)	
in their official capacities as Board)	
Members for the Illinois State Board of)	
Elections,)	
)	
Defendants.)	

**VERIFIED COMPLAINT FOR EMERGENCY DECLARATORY AND INJUNCTIVE
RELIEF**

NATURE OF THE CASE

1. This is an action to enjoin or modify Illinois petition collection requirements for initiative referendums to be placed on the November 3, 2020 general election ballot and

to enable and require the Defendants to accommodate the constitutional rights and interests of the Plaintiffs and the general public in light of the current public health emergency caused by the novel coronavirus and the Governor's shelter-in-place emergency orders.

2. Under current circumstances, the Plaintiffs and Illinois voters are forced to choose between their health and their rights to petition and vote. Reforms and modifications to Illinois' initiative referendum election procedures in light of the COVID-19 pandemic are appropriate.

PARTIES

3. Plaintiff William Morgan is an Illinois registered voter and the Chairman of the Committee for the Illinois Democracy Amendment. Plaintiff Morgan has begun an initiative petition drive for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.

Exhibit 1, Morgan Declaration.

4. Plaintiff Elizabeth Norden is an Illinois registered voter who wishes to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.

Exhibit 2, Norden Declaration.

5. Plaintiff David Vaught is a 72-year-old Illinois registered voter who wishes to circulate an initiative petition for a constitutional amendment referendum on the Illinois

Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.

Exhibit 3, Vaught Declaration.

6. Plaintiff Doris Davenport is an Illinois registered voter who wishes to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.

Exhibit 4, Davenport Declaration.

7. Plaintiff Andrea Raila is a 61-year-old Illinois registered voter who wishes to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.

Exhibit 5, Raila Declaration.

8. Plaintiff Jackson Paller is an Illinois registered voter who wishes to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution. Plaintiff Paller also wishes to circulate an initiative petition for a local government referendum in Evanston, Illinois pursuant to Article VII, Section 11 of the Illinois Constitution.

Exhibit 6, Paller Declaration.

9. Plaintiff Committee for the Illinois Democracy Amendment is an unincorporated political association registered as a ballot initiative committee with the Illinois State Board of Elections. **See Exhibit 1, Morgan Declaration.**

10. Defendant Jesse White is the Illinois Secretary of State who is constitutionally authorized to accept filings of petitions for constitutional amendments pursuant to Article XIV, Section 3 of the Illinois Constitution.

11. Defendant Devon Reid is the Evanston City Clerk whose office is responsible for all matters involving local elections in Evanston, Illinois and is authorized to accept filings of local government initiative referendums for Evanston pursuant Article VII, Section 11 of Illinois Constitution and to certify those referendums to the Cook County Clerk for ballot placement.

12. Defendant Karen A. Yarbrough is the Cook County Clerk whose office is responsible for placing on the election ballot any Article VII initiative referendum questions certified by the clerks of suburban Cook County municipalities, including the Evanston City Clerk.

13. Defendants William J. Cadigan, Katherine S. O'Brien, Laura K. Donahue, Cassandra B. Watson, William R. Haine, Ian K Linnabary, Charles W. Scholz, and William M. McGuffage, are members of the Illinois State Board of Elections and are empowered to enforce and administer Illinois election laws.

JURISDICTION AND VENUE

14. This Court has jurisdiction over the subject matter of this action by virtue of U.S.C. § 1331 (federal question jurisdiction), this being a case arising under the United

States Constitution and 42 U.S.C. § 1983; 28 U.S.C. § 2201 (authorizing declaratory relief); and 28 U.S.C. § 2202 (authorizing injunctive relief).

15. Venue is proper in this District pursuant to 28 U.S.C. §§ 1391(e) and 1402(a) and 5 U.S.C. § 703.

FACTUAL BACKGROUND

16. Article XIV, Section 3 of the Illinois Constitution provides that

Amendments to Article IV of this Constitution may be proposed by a petition signed by a number of electors equal in number to at least eight percent of the total votes cast for candidates for Governor in the preceding gubernatorial election. Amendments shall be limited to structural and procedural subjects contained in Article IV. A petition shall contain the text of the proposed amendment and the date of the general election at which the proposed amendment is to be submitted, shall have been signed by the petitioning electors not more than twenty-four months preceding that general election and shall be filed with the Secretary of State at least six months before that general election. The procedure for determining the validity and sufficiency of a petition shall be provided by law. If the petition is valid and sufficient, the proposed amendment shall be submitted to the electors at that general election and shall become effective if approved by either three-fifths of those voting on the amendment or a majority of those voting in the election.

17. Article VII, Section 11 of the Illinois Constitution provides that

(a) Proposals for actions which are authorized by this Article or by law and which require approval by referendum may be initiated and submitted to the electors by resolution of the governing board of a unit of local government or by petition of electors in the manner provided by law.

(b) Referenda required by this Article shall be held at general elections, except as otherwise provided by law. Questions submitted to referendum shall be adopted if approved by a majority of those voting on the question unless a different requirement is specified in this Article.

18. Article III, Section 3 of the Illinois Constitution provides that “[a]ll elections shall be free and equal.”

19. On May 27, 2019, both houses of the Illinois General Assembly adopted Senate Joint Resolution Constitutional Amendment 1, which placed a Constitutional Amendment referendum for an amendment known as the “Fair Tax Amendment,” on the ballot for the November 3, 2020 general election, pursuant to Article XIV, Section 2 of the Illinois Constitution.

20. The deadline for the Illinois General Assembly to place a Constitutional Amendment referendum on the ballot, pursuant to Article XIV, Section 2, is May 3, 2020.

21. On November 14, 2019, the Illinois General Assembly adopted a resolution creating the Illinois Joint Commission on Lobbying and Ethics Reform. This body was charged with examining current Illinois legislation regarding ethics, soliciting feedback from experts and the general public, and releasing a final report with its review and recommendations by no later than March 31, 2020.

22. Sometime around December 2019, an outbreak of respiratory disease now known as COVID-19, or coronavirus, emerged in Wuhan, China.

23. Since then, the outbreak has spread to the majority of the world, with the United States reporting the most cases.

24. On February 27, 2020, the Centers for Disease Control issued guidance in response to COVID-19 which recommended, among other things, the practice of social distancing.

25. On March 9, 2020, the Governor of Illinois proclaimed the entire state a disaster area¹ and later banned gatherings of 1,000 people or more and closed all schools, restaurants, and bars.²

26. On March 11, 2020, the World Health Organization declared COVID-19 to be a global pandemic.

27. On March 13, 2020, the President of the United States declared a national emergency.

28. On March 15, 2020, the Illinois General Assembly suspended session indefinitely due to the COVID-19 pandemic.

29. On March 20, 2020, the Governor of Illinois ordered everyone to shelter at home with the exception of “essential” activities and services, and to maintain six foot distance from others.³

30. On March 31, 2020, the co-chairs of the Commission on Lobbying and Ethics Reform stated that due to the COVID-19 pandemic, the commission would be unable to reach the March 31, 2020 deadline and would need more time.

¹ <https://www2.illinois.gov/sites/gov/Documents/APPROVED%20-%20Coronavirus%20Disaster%20Proc%20WORD.pdf>.

² <https://www2.illinois.gov/Pages/Executive-Orders/ExecutiveOrder2020-04.aspx>.

³ <https://www2.illinois.gov/Pages/Executive-Orders/ExecutiveOrder2020-10.aspx>.

31. The Governor's shelter at home and social distancing order is in effect until at least April 30, 2020.⁴ Because of the uncertainty of this health crisis, it is unknown when the order will be lifted or when petition passing may resume.

32. Circulating initiative petitions is not listed as an "essential" activity under the Governor's order. The health crisis coupled with the Governor's orders makes it impossible to gather signatures in Illinois. In addition, gathering signatures during the health crisis would endanger the health of the circulators and that of the public at large.

33. A number of states have taken action to protect the constitutional right to petition and vote in the midst of this health crisis. For example, on March 19, 2020, the Governor of New Jersey issued an executive order to the Secretary of State to implement online petitioning and signature collection.⁵ On April 2, 2020, Florida's Secretary of State signed an emergency order allowing for the collection of petition signatures online.⁶ Moreover, the Arizona Secretary of State has provided an online petitioning mechanism for candidates since 2011.⁷ On March 14, 2020, the Governor of New York issued an executive order reducing the required number of petition signatures for all petitions for ballot access to 30% of the state threshold.⁸

⁴ <https://www2.illinois.gov/Pages/Executive-Orders/ExecutiveOrder2020-18.aspx>

⁵ <https://www.state.nj.us/state/elections/assets/pdf/candidate/EO-105.pdf>

⁶ <https://dos.myflorida.com/media/702874/1ser20-2.pdf>

⁷ <https://apps.azsos.gov/equal/>

⁸ <https://www.governor.ny.gov/news/amid-covid-19-pandemic-governor-cuomo-signs-executive-order-temporarily-modifying-election>

34. In order for Plaintiffs' constitutional amendment referendum to qualify for the November 3, 2020 general election, they must submit 363,813 initiative petition signatures to the Illinois Secretary of State by May 3, 2020. See Article XIV, Section 3 of the Illinois Constitution and Section 28-9 of the Illinois Election Code.

35. For the Evanston local initiative referendum to qualify, Plaintiff Paller must submit 2,800 signatures to the Evanston City Clerk by August 3, 2020. See Article VII, Section 11 of the Illinois Constitution and Section 28-7 of the Illinois Election Code.

36. Apart from judicial relief, the Plaintiffs have no way to exercise their right to petition and speech without jeopardizing their health and health of the general public.

COUNT I RIGHT TO PETITION AND SPEECH

37. The allegations contained in all preceding paragraphs are incorporated here by reference.

38. Plaintiffs' rights to petition and speech are protected by the First Amendment to the United States Constitution in conjunction with Article XIV, Section 3, Article VII, Section 11, Article III, Section 3 of the Illinois Constitution. Section 28 of the Illinois Election Code also requires statewide and local initiative referendum petition sheets to contain a sworn and notarized affidavit of the petition circulator that he personally witnessed the signatures of all signers of the petition and the notary attesting that he witnessed the signature of the circulator. In addition, initiative petition signatures must be handwritten by the signer on a paper petition. Finally, the paper initiative petition

pages must be bound and filed in one book with the appropriate officer as designated by Article VII or Article XIV of the Illinois Constitution.

39. Under the circumstances, the Illinois petition collection requirements unduly burden and violate Plaintiffs' rights to petition and speech.

40. A real and actual controversy exists between the parties.

41. Plaintiffs have no actual remedy at law other than this action.

42. Plaintiffs are suffering, and will continue to suffer, irreparable harm until they obtain relief from this Court.

WHEREFORE, Plaintiffs respectfully pray that the Court grant the relief set forth in the prayer for relief below.

COUNT II
RIGHT TO EQUAL PROTECTION AND DUE PROCESS

43. The allegations contained in all preceding paragraphs are incorporated here by reference.

44. Under the present circumstances, Illinois' petition collection requirements unduly burden and violate Plaintiffs' rights under the Equal Protection Clause of the Fourteenth Amendment to the United States Constitution as well as Article I, Section 2, Article III, Section 3, Article VII, Section 11, and Article XIV, Section 3 of Illinois Constitution.

45. A real and actual controversy exists between the parties.

46. Plaintiffs have no actual remedy at law other than this action.

47. Plaintiffs are suffering, and will continue to suffer, irreparable harm until they obtain relief from this Court.

WHEREFORE, Plaintiffs respectfully pray that the Court grant the relief set forth in the prayer for relief.

PRAYER FOR RELIEF

WHEREFORE, Plaintiffs respectfully request that this Court:

- A. Assume original jurisdiction over this matter;
- B. Issue a temporary restraining order and/or preliminary injunction (i) enjoining or modifying enforcement of Illinois' petition collection requirements for initiative referendums for Illinois' November 3, 2020 general election; and (ii) enabling and requiring the Defendants to allow for petitions to be submitted electronically via names of qualified electors collected by an online form to be created by the Secretary of State; extend the May 3, 2020 deadline for an Article XIV, Section 3 referendum to August 3, 2020; and reduce by 50% the number of signatures required to qualify statewide and Evanston initiative referendums for the general election ballot or some percentage of required signatures necessary to demonstrate substantial public support;
- C. Issue a declaratory judgment stating that, in light of the current public health emergency caused by the novel coronavirus and executive orders requiring that

Illinois citizens stay at home and shelter in place, Illinois' petition collection requirements for qualifying Article XIV and Article VII referendums for the general election cannot be constitutionally enforced;

D. Issue a permanent injunction prohibiting enforcement of Illinois' petition collection requirements for Article XIV and Article VII referendums for the November 3, 2020 general election;

E. Order Defendants to pay to Plaintiffs their costs and reasonable attorneys' fees under 42 U.S.C. § 1988(b);

F. Grant such other relief as this Court deems appropriate.

Respectfully submitted this 7th day of April, 2020.

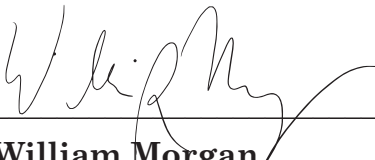
/s/ WILLIAM MORGAN, ET AL.,

John Mauck
Sorin A. Leahu
Mauck & Baker, LLC
1 N. LaSalle Street, Suite 600
Chicago, IL 60602
312-726-1243
[Jmauck@mauckbaker.com](mailto:jmauck@mauckbaker.com)
sleahu@mauckbaker.com

Pat Quinn
216 N. Jefferson #200
Chicago, IL 60661
312-485-1852
Ltg.patquinn@gmail.com

VERIFICATION

Under penalties as provided by law, the undersigned certifies that the statements set forth in the “Verified Complaint for Declaratory and Injunctive Relief” are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.



William Morgan

The ILND 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (See instructions on next page of this form.)

I. (a) PLAINTIFFS

William Morgan et al.

(b) County of Residence of First Listed Plaintiff Will County

(Except in U.S. plaintiff cases)

(c) Attorneys (firm name, address, and telephone number)

John W. Mauck & Sorin A. Leahu, Mauck & Baker LLC

1 N. LaSalle St., Suite 600, Chicago IL 60602, 312-726-1243

DEFENDANTS

Jesse White, in his official capacity as Illinois Secretary of State et al.

County of Residence of First Listed Defendant Sangamon County

(In U.S. plaintiff cases only)

Note: In land condemnation cases, use the location of the tract of land involved.

Attorneys (if known)

II. BASIS OF JURISDICTION (Check one box, only.)

☐ 1 U.S. Government Plaintiff

☐ 3 Federal Question (U.S. Government not a party)

☐ 2 U.S. Government Defendant

☐ 4 Diversity (Indicate citizenship of parties in Item III.)

III. CITIZENSHIP OF PRINCIPAL PARTIES (For Diversity Cases Only.)

(Check one box, only for plaintiff and one box for defendant.)

	PTF	DEF		PTF	DEF
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

IV. NATURE OF SUIT (Check one box, only.)

CONTRACT	TORTS	PRISONER PETITIONS	LABOR	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	<div><div>PERSONAL INJURY</div><div><input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice</div></div> <div><div>PERSONAL INJURY</div><div><input type="checkbox"/> 530 General <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability</div></div> <div><div>PERSONAL PROPERTY</div><div><input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability</div></div>	<div><input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Habeas Corpus: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement</div>	<div><input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act</div> <div><div>PROPERTY RIGHTS</div><div><input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark</div></div>	<div><input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729 (a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 485 Telephone Consumer Protection Act (TCPA) <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes</div>
REAL PROPERTY	CIVIL RIGHTS	BANKRUPTCY	FORFEITURE/PENALTY	SOCIAL SECURITY
<input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	<div><input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education</div>	<div><input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157</div> <div><div>IMMIGRATION</div><div><input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus - Alien Detainee (Prisoner Petition) <input type="checkbox"/> 465 Other Immigration Actions</div></div>	<div><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other</div>	<div><input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g))</div> <div><div>FEDERAL TAXES</div><div><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party <input type="checkbox"/> 26 USC 7609</div></div>

V. ORIGIN (Check one box, only.)

☒ 1 Original Proceeding

☐ 2 Removed from State Court

☐ 3 Remanded from Appellate Court

☐ 4 Reinstated or Reopened

☐ 5 Transferred from Another District (specify)

☐ 6 Multidistrict Litigation

☐ 8 Multidistrict Litigation Direct File

VI. CAUSE OF ACTION (Enter U.S. Civil Statute under which you are filing and write a brief statement of cause.)

42 U.S.C. § 1983 - civil rights

VII. PREVIOUS BANKRUPTCY MATTERS (For nature of suit 422 and 423, enter the case number and judge for any associated bankruptcy matter previously adjudicated by a judge of this Court. Use a separate attachment if necessary.)

VIII. REQUESTED IN COMPLAINT:

☐ Check if this is a class action Under rule 23, Demand \$ F.R.CV.P.

Check Yes only if demanded in complaint.
Jury Demand: ☐ Yes ☐ No

IX. RELATED CASE(S) IF ANY

(See instructions)

Judge

Case Number

X. Is this a previously dismissed or remanded case? ☐ Yes ☒ No If yes, Case #

Name of Judge

Date 4/7/2020

Signature of attorney of record /s/ John W. Mauck

EXHIBIT 1

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS

WILLIAM MORGAN, ELIZABETH)	
NORDEN, DAVID VAUGHT, DORIS	)	CASE NO.
DAVENPORT, ANDREA RAILA,)	
JACKSON PALLER, and the)	
COMMITTEE FOR THE ILLINOIS)	
DEMOCRACY AMENDMENT, an)	
unincorporated political association,)	
)	
Plaintiffs,)	
)	
v.)	
	)	Honorable Judge
JESSE WHITE, in his official capacity)	
as Illinois Secretary of State, DEVON)	
REID, in his official capacity as the)	
Evanston city clerk, KAREN A.)	
YARBROUGH, in her official capacity)	
as Cook County Clerk, and WILLIAM)	
J. CADIGAN, KATHERINE S. O'BRIEN,)	
LAURA K. DONAHUE, CASSANDRA)	
B. WATSON, WILLIAM R. HAINE,)	
IAN K. LINNABARY, CHARLES W.)	
SCHOLZ, WILLIAM M. MCGUFFAGE,)	
in their official capacities as Board)	
Members for the Illinois State Board of)	
Elections,)	
)	
Defendants.)	

DECLARATION OF WILLIAM MORGAN

I, William Morgan, make this declaration upon my personal knowledge and as I would
testify if called as a witness in open court.

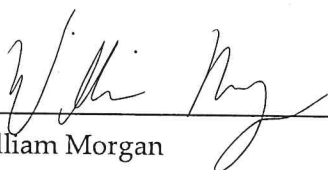
1. I am an Illinois registered voter over the age of 18 currently residing at 25904 Derby Drive, Monee, IL 60449.
2. I intend to vote at the November 3, 2020, general election which includes a constitutional amendment referendum on the Fair Tax Amendment proposed by the Illinois General Assembly pursuant to Article XIV, Section 2 of the Illinois Constitution.
3. I am the Chairman of the Committee for the Illinois Democracy Amendment.
4. The Committee for the Illinois Democracy Amendment is an unincorporated political association which is filed as a statewide ballot initiative committee with the Illinois State Board of Elections.
5. The Committee is seeking to qualify a constitutional amendment referendum for the November 3, 2020 general election ballot pursuant to Article XIV, Section 3 of the Illinois Constitution. Under Section 28-9 of the Illinois Election Code, the Committee must file at least 363,813 initiative petition signatures to the Illinois Secretary of State by May 3, 2020, in order to qualify the constitutional amendment referendum for the November 3, 2020 ballot.
6. I have begun an initiative petition drive for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.
7. However, I am concerned about the ongoing COVID-19 health crisis and I intend to abide by the State's current shelter at home and social distancing orders. If given the opportunity to circulate petitions online I would do so.
8. In 2018, more than 1,000 initiative petition signatures that I collected were submitted for a local government referendum in Chicago pursuant to Article VII, Section 11 of the Illinois

Constitution. The Chicago petition drive exceeded the minimum signature requirement in Section 28-7 of the Illinois Election Code for an Article VII referendum.

9. Recently, I was able to change my voting address using the State of Illinois on-line voter registration system.

Under penalties as provided by law, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Date: April 7, 2020



William Morgan

EXHIBIT 2

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS

WILLIAM MORGAN, ELIZABETH)	
NORDEN, DAVID VAUGHT, DORIS	)	CASE NO.
DAVENPORT, ANDREA RAILA,)	
JACKSON PALLER, and the)	
COMMITTEE FOR THE ILLINOIS)	
DEMOCRACY AMENDMENT, an)	
unincorporated political association,)	
)	
Plaintiffs,)	
)	
v.)	
	)	Honorable Judge
JESSE WHITE, in his official capacity)	
as Illinois Secretary of State, DEVON)	
REID, in his official capacity as the)	
Evanston city clerk, KAREN A.)	
YARBROUGH, in her official capacity)	
as Cook County Clerk, and WILLIAM)	
J. CADIGAN, KATHERINE S. O'BRIEN,)	
LAURA K. DONAHUE, CASSANDRA)	
B. WATSON, WILLIAM R. HAINE,)	
IAN K. LINNABARY, CHARLES W.)	
SCHOLZ, WILLIAM M. MCGUFFAGE,)	
in their official capacities as Board)	
Members for the Illinois State Board of)	
Elections,)	
)	
Defendants.)	

DECLARATION OF ELIZABETH NORDEN

I, Elizabeth Norden, make this declaration upon my personal knowledge and as I would
testify if called as a witness in open court.

1. I am an Illinois registered voter over the age of 18 currently residing at 2500 N. Lakeview, Chicago, IL 60614.
2. I intend to vote at the November 3, 2020, general election which includes a constitutional amendment referendum on the Fair Tax Amendment proposed by the Illinois General Assembly pursuant to Article XIV, Section 2 of the Illinois Constitution.
3. I wish to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.
4. However, I am concerned about the ongoing COVID-19 health crisis and I intend to abide by the State's current shelter at home and social distancing orders. If given the opportunity to circulate petitions online I would do so.
5. In 2018, I collected more than 6,000 initiative petition signatures for a local government referendum in Chicago pursuant to Article VII, Section 11 of the Illinois Constitution. The Chicago petition drive exceeded the minimum signature requirement in Section 28-7 of the Illinois Election Code for an Article VII referendum.

Under penalties as provided by law, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that she verily believes the same to be true.

Date: April 7, 2020



Elizabeth Norden

EXHIBIT 3

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

WILLIAM MORGAN, ELIZABETH)	
NORDEN, DAVID VAUGHT, DORIS	)	CASE NO.
DAVENPORT, ANDREA RAILA,)	
JACKSON PALLER, and the)	
COMMITTEE FOR THE ILLINOIS)	
DEMOCRACY AMENDMENT, an)	
unincorporated political association,)	
)	
Plaintiffs,)	
)	
v.)	
	)	Honorable Judge
JESSE WHITE, in his official capacity)	
as Illinois Secretary of State, DEVON)	
REID, in his official capacity as the)	
Evanston city clerk, KAREN A.)	
YARBROUGH, in her official capacity)	
as Cook County Clerk, and WILLIAM)	
J. CADIGAN, KATHERINE S. O'BRIEN,)	
LAURA K. DONAHUE, CASSANDRA)	
B. WATSON, WILLIAM R. HAINE,)	
IAN K. LINNABARY, CHARLES W.)	
SCHOLZ, WILLIAM M. MCGUFFAGE,)	
in their official capacities as Board)	
Members for the Illinois State Board of)	
Elections,)	
)	
Defendants.)	

DECLARATION OF DAVID VAUGHT

I, David Vaught, make this declaration upon my personal knowledge and as I would testify if called as a witness in open court.

1. I am a 72 year old Illinois registered voter currently residing at 1135 Gateshead Drive, Naperville, IL 60564.

2. I intend to vote at the November 3, 2020, general election which includes a constitutional amendment referendum on the Fair Tax Amendment proposed by the Illinois General Assembly pursuant to Article XIV, Section 2 of the Illinois Constitution.

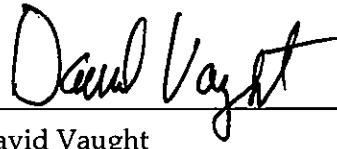
3. I wish to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.

4. However, I am concerned about the ongoing COVID-19 health crisis and I intend to abide by the State's current shelter at home and social distancing orders. If given the opportunity to circulate petitions online I would do so.

5. In 1976, 1980, 1982, and 1994, I collected initiative petition signatures and coordinated the petition drives for statewide constitutional amendment referendums pursuant to Article XIV, Section 3. Each of the four statewide petition drives exceeded the minimum signature requirement for an Article XIV referendum in Section 28-9 of the Illinois Election Code. Each of the four statewide petition drives obtained the bulk of their signatures in the last seven weeks of the petition drive before the deadline.

Under penalties as provided by law, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Date: April 7, 2020

A handwritten signature in black ink, appearing to read "David Vaught", is written over a horizontal line.

David Vaught

EXHIBIT 4

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

WILLIAM MORGAN, ELIZABETH)	
NORDEN, DAVID VAUGHT, DORIS	)	CASE NO.
DAVENPORT, ANDREA RAILA,)	
JACKSON PALLER, and the)	
COMMITTEE FOR THE ILLINOIS)	
DEMOCRACY AMENDMENT, an)	
unincorporated political association,)	
)	
Plaintiffs,)	
)	
v.)	
	)	Honorable Judge
JESSE WHITE, in his official capacity)	
as Illinois Secretary of State, DEVON)	
REID, in his official capacity as the)	
Evanston city clerk, KAREN A.)	
YARBROUGH, in her official capacity)	
as Cook County Clerk, and WILLIAM)	
J. CADIGAN, KATHERINE S. O'BRIEN,)	
LAURA K. DONAHUE, CASSANDRA)	
B. WATSON, WILLIAM R. HAINE,)	
IAN K. LINNABARY, CHARLES W.)	
SCHOLZ, WILLIAM M. MCGUFFAGE,)	
in their official capacities as Board)	
Members for the Illinois State Board of)	
Elections,)	
)	
Defendants.)	


DECLARATION OF DAVIS DAVENPORT

I, Doris Davenport, make this declaration upon my personal knowledge and as I would testify if called as a witness in open court.

1. I am an Illinois registered voter over the age of 18 at 805 Lake Street, #251, Oak Park, IL 60301.
2. I intend to vote at the November 3, 2020 general election which includes a constitutional amendment referendum on the Fair Tax Amendment proposed by the Illinois General Assembly pursuant to Article XIV, Section 2 of the Illinois Constitution.
3. I wish to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.
4. However, I am concerned about the ongoing COVID-19 health crisis and I intend to abide by the State's current shelter at home and social distancing orders. If given the opportunity to circulate petitions online I would do so.
5. In 2018, I collected more than 1,000 initiative petition signatures for a local government referendum in Chicago pursuant to Article VII, Section 11 of the Illinois Constitution. The Chicago petition drive exceeded the minimum signature requirement in Section 28-7 of the Illinois Election Code for an Article VII referendum.

Under penalties as provided by law, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that she verily believes the same to be true.

Date: April 7, 2020



Davis Davenport

EXHIBIT 5

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

WILLIAM MORGAN, ELIZABETH)	
NORDEN, DAVID VAUGHT, DORIS	)	CASE NO.
DAVENPORT, ANDREA RAILA,)	
JACKSON PALLER, and the)	
COMMITTEE FOR THE ILLINOIS)	
DEMOCRACY AMENDMENT, an)	
unincorporated political association,)	
)	
Plaintiffs,)	
)	
v.)	
	)	Honorable Judge
JESSE WHITE, in his official capacity)	
as Illinois Secretary of State, DEVON)	
REID, in his official capacity as the)	
Evanston city clerk, KAREN A.)	
YARBROUGH, in her official capacity)	
as Cook County Clerk, and WILLIAM)	
J. CADIGAN, KATHERINE S. O'BRIEN,)	
LAURA K. DONAHUE, CASSANDRA)	
B. WATSON, WILLIAM R. HAINE,)	
IAN K. LINNABARY, CHARLES W.)	
SCHOLZ, WILLIAM M. MCGUFFAGE,)	
in their official capacities as Board)	
Members for the Illinois State Board of)	
Elections,)	
)	
Defendants.)	

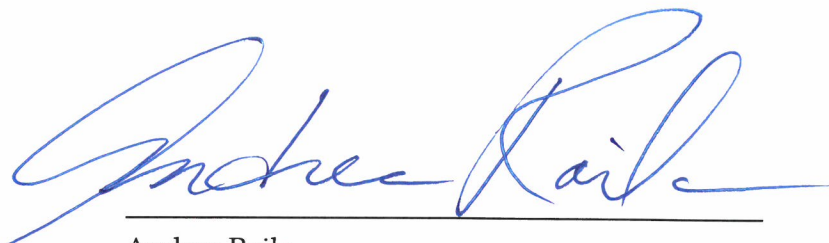
DECLARATION OF ANDREA RAILA

I, Andrea Raila, make this declaration upon my personal knowledge and as I would testify if called as a witness in open court.

1. I am a 61 year old Illinois registered voter currently residing at 1444 W. Glenlake Avenue, Chicago, IL 60660.
2. I intend to vote at the November 3, 2020 general election which includes a constitutional amendment referendum on the Fair Tax Amendment proposed by the Illinois General Assembly pursuant to Article XIV, Section 2 of the Illinois Constitution.
3. I wish to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution.
4. However, I am concerned about the ongoing COVID-19 health crisis and I intend to abide by the State's current shelter at home and social distancing orders. If given the opportunity to circulate petitions online I would do so.
5. In 2018, I collected initiative petition signatures for a local government referendum in Chicago pursuant to Article VII, Section 11 of the Illinois Constitution. The Chicago petition drive exceeded the minimum signature requirement in Section 28-7 of the Illinois Election Code for an Article VII referendum.
6. I am a cancer survivor and on March 17, 2020, I served as an all-day election judge in precincts 2 and 11 of the 48th ward of the Chicago.
7. On that day, three of the six election judges in my two precincts dropped out at the last minute because of COVID-19 health fears. The two judges who stayed with me were 69 and 85 years old. Throughout the day, many voters expressed their apprehension to me that voting at the poll place would cause harm to their health because of COVID-19.

Under penalties as provided by law, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that she verily believes the same to be true.

Date: April 7, 2020

A handwritten signature in blue ink, appearing to read "Andrea Raila", is written over a horizontal line.

Andrea Raila

EXHIBIT 6

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

WILLIAM MORGAN, ELIZABETH)	
NORDEN, DAVID VAUGHT, DORIS	)	CASE NO.
DAVENPORT, ANDREA RAILA,)	
JACKSON PALLER, and the)	
COMMITTEE FOR THE ILLINOIS)	
DEMOCRACY AMENDMENT, an)	
unincorporated political association,)	
)	
Plaintiffs,)	
)	
v.)	
	)	Honorable Judge
JESSE WHITE, in his official capacity)	
as Illinois Secretary of State, DEVON)	
REID, in his official capacity as the)	
Evanston city clerk, KAREN A.)	
YARBROUGH, in her official capacity)	
as Cook County Clerk, and WILLIAM)	
J. CADIGAN, KATHERINE S. O'BRIEN,)	
LAURA K. DONAHUE, CASSANDRA)	
B. WATSON, WILLIAM R. HAINE,)	
IAN K. LINNABARY, CHARLES W.)	
SCHOLZ, WILLIAM M. MCGUFFAGE,)	
in their official capacities as Board)	
Members for the Illinois State Board of)	
Elections,)	
)	
Defendants.)	

DECLARATION OF JACKSON PALLER

I, Jackson Paller, make this declaration upon my personal knowledge and as I would testify if called as a witness in open court.

1. I am an Illinois registered voter over the age of 18 currently residing at 2034 Orrington Avenue, Evanston, IL 60201.
2. I intend to vote at the November 3, 2020 general election which includes a constitutional amendment referendum on the Fair Tax Amendment proposed by the Illinois General Assembly pursuant to Article XIV, Section 2 of the Illinois Constitution.
3. I wish to circulate an initiative petition for a constitutional amendment referendum on the Illinois Democracy Amendment pursuant to Article XIV, Section 3 of the Illinois Constitution. I also wish to circulate an initiative petition for a local government referendum in Evanston pursuant to Article VII, Section 11 of the Illinois Constitution.
4. However, I am concerned about the ongoing COVID-19 health crisis and I intend to abide by the State's current shelter at home and social distancing orders. If given the opportunity to circulate petitions online I would do so.
5. In 2019, I collected initiative petition signatures for a local government referendum in Evanston pursuant to Article VII, which exceeded the minimum signature requirement for an Article VII referendum in Section 28-7 of the Illinois Election Code.
6. In recent years, I was able to change my voting address on two occasions, using the State of Illinois online voter registration system.

Under penalties as provided by law, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

Date: April 7, 2020

A handwritten signature in black ink, appearing to read "J Paller", is written over a horizontal line.

Jackson Paller