

IN THE CHANCERY COURT OF TENNESSEE  
FOR THE TWENTIETH JUDICIAL DISTRICT AT NASHVILLE

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EARLE F. FISHER, JULIA  
HILTONSMITH, JEFF BULLARD,  
ALLISON DONALD, and  
#UPTHEVOTE901,

*Plaintiffs,*

v.

TRE HARGETT, MARK GOINS,  
WILLIAM LEE, and HERBERT  
SLATTERY III, each in his official capacity  
for the State of Tennessee,

*Defendants.*

AND

BENJAMIN WILLIAM LAY, CAROLE  
JOY GREENAWALT, and SOPHIA  
LUANGRATH,

*Plaintiffs,*

v.

MARK GOINS, in his official capacity as  
Coordinator of Elections for the State of  
Tennessee, TRE HARGETT, in his official  
capacity as Secretary of State for the State of  
Tennessee, and WILLIAM LEE, in his  
official capacity as Governor of the State of  
Tennessee,

*Defendants.*

Case No.: 20-0435-I(III)

Chancellor Ellen Hobbs Lyle

Case No.: No. 20-453-IV(III)

Chancellor Ellen Hobbs Lyle

**PLAINTIFFS' COMBINED RULE 65.06 NOTICE OF MOTION  
AND MOTION TO ENFORCE THE COURT'S ORDER AND/OR FOR SANCTIONS**

Come Plaintiffs pursuant to Rule 65.06 of the Tennessee Rules of Civil Procedure and move the Court for an order (i) to enforce this Court's June 4, 2020 Memorandum And Order Granting Temporary Injunction To Allow Any Tennessee Registered Voter To Apply For A Ballot To Vote By Mail Due To COVID-19 (the "Order") and/or (ii) for sanctions.

Plaintiffs submit this motion to bring to the Court's attention the State's noncompliance with this Court's June 4, 2020 Memorandum And Order Granting Temporary Injunction To Allow Any Tennessee Registered Voter To Apply For A Ballot To Vote By Mail Due To COVID-19 (the "Order").

The State has instructed its election officials to put on hold the processing of absentee-ballot requests due to COVID-19, and to treat such requests less favorably than any absentee request relating to one of the categories preexisting the Court's June 4 Order. Rather than using the line on the absentee request form indicated by the Order, the State has unilaterally created a new line on the form, so that it can direct voters to that line, segregate their requests from other requests, and decline to process them. All of this is in direct violation of the plain and express terms of this Court's Order.

In support of this motion, Plaintiffs rely upon the Memorandum of Law filed concurrently herewith and the Declarations of Jacob Webster Brown, Angela Marie Liu, and London Lamar filed concurrently herewith, and any such further briefing, argument, and evidence as may be submitted in this matter.

Dated: June 8, 2020

Respectfully submitted,

/s/ Jacob Webster Brown

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\*Admitted Pro Hac Vice

**CERTIFICATE OF SERVICE**

I certify that a true and exact copy of the foregoing notice of motion and motion has been served on June 8, 2020, via email, prepaid U.S. Mail, or both upon opposing counsel of record in the above-styled matter.

*/s/ Thomas H. Castelli*