

U.S. District Court
District of Idaho (LIVE Database) Version 6.3 (Boise - Southern)
CIVIL DOCKET FOR CASE #: 1:20-cv-00268-BLW

Reclaim Idaho et al v. Little et al
Assigned to: Judge B. Lynn Winmill
Case in other court: USCA, 20-35584
Cause: 42:1983 Civil Rights Act

Date Filed: 06/06/2020
Jury Demand: None
Nature of Suit: 950 Constitutional -
State Statute
Jurisdiction: Federal Question

Plaintiff

Reclaim Idaho
an Idaho political action committee

represented by **Craig Durham**
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Plaintiff

Luke Mayville

represented by **Craig Durham**
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Deborah A Ferguson
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V.

Defendant

Bradley Little

*in his official capacity as Governor
of Idaho*

represented by **Megan Ann Larrondo**

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Defendant

Lawrence Denney

*in his official capacity as Idaho
Secretary of State*

represented by **Megan Ann Larrondo**

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Robert Arthur Berry

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
06/06/2020	<u>1</u>	COMPLAINT <i>for Declaratory Judgment and Preliminary Injunction</i> against All Defendants (Filing fee \$ 400 receipt number 0976-2057610.), filed by All Plaintiffs. (Attachments: # <u>1</u>)

		Cover Sheet, # 2 Summons Governor Little, # 3 Summons Secretary of State Denney)(Durham, Craig)
06/06/2020	2	Expedited MOTION for Preliminary Injunction Craig Durham appearing for Plaintiffs Luke Mayville, Reclaim Idaho. Responses due by 6/29/2020 (Attachments: # 1 Memorandum in Support, # 2 Exhibit Declaration of Luke Mayville, # 3 Exhibit Declaration of Rebecca Schroeder, # 4 Exhibit Declaration of Deborah Silver, # 5 Exhibit Declaration of Ashley Prince, # 6 Exhibit Declaration Linda Larson, # 7 Exhibit Declaration of Karen Lansing)(Durham, Craig)
06/08/2020	3	Summons Issued as to All Defendants. (Print attached Summons for service.) (Attachments: # 1 Summons)(jp)
06/08/2020	4	DOCKET ENTRY ORDER: The Court hereby sets the following briefing schedule on Plaintiffs' Expedited Motion for Preliminary Injunction 2 : Defendants must file a response on or before June 18, 2020 and any reply must be filed on or before June 22, 2020 . A hearing on the motion will be set via forthcoming notice of hearing. Signed by Judge B. Lynn Winmill. (ah)
06/08/2020		Set/Reset Deadlines as to 2 Expedited MOTION for Preliminary Injunction . Per Order dkt 4, Responses due by 6/18/2020 Replies due by 6/22/2020. (jp) (Entered: 06/09/2020)
06/10/2020	5	NOTICE of Appearance by Megan Ann Larrondo on behalf of Lawrence Denney, Bradley Little (Larrondo, Megan)
06/10/2020	6	NOTICE of Availability of Magistrate Judge and Requirement for Consent sent to counsel for Lawrence Denney, Bradley Little, Luke Mayville, Reclaim Idaho re 1 Complaint, 5 Notice of Appearance. Consent/Objection to Magistrate due by 8/10/2020. (jp)
06/10/2020	7	DOCKET ENTRY NOTICE OF HEARING regarding 2 Expedited MOTION for Preliminary Injunction: A Video Motion Hearing is set for 6/23/2020 at 2:00 PM (Mountain Time) before Judge B. Lynn Winmill. The Parties will be provided a link to connect to video separately. The public may listen to the hearing by phone using the following information: 1-669-254-5252; Meeting ID: 161 049 1843; Password: 595473. Members of the public are reminded

		to mute their phones and that recording the proceedings is prohibited.(jlb)
06/18/2020	8	MEMORANDUM in Opposition re 2 Expedited MOTION for Preliminary Injunction filed by Lawrence Denney, Bradley Little. Replies due by 7/2/2020. (Attachments: # 1 Declaration of Phil McGrane, # 2 Declaration of Jason Hancock, # 3 Exhibit A to Hancock Declaration, # 4 Declaration of Sheryl Millard, # 5 Exhibit A to Millard Declaration, # 6 Declaration of Andrew Mitzel, # 7 Exhibit A to Mitzel Declaration, # 8 Declaration of Counsel, # 9 Exhibit A to Counsel Declaration)(Berry, Robert)
06/21/2020	9	REPLY to Response to Motion re 2 Expedited MOTION for Preliminary Injunction filed by Luke Mayville, Reclaim Idaho.Motion Ripe Deadline set for 6/22/2020. (Attachments: # 1 Exhibit A, # 2 Supplemental Declaration of Luke Mayville, # 3 Declaration of Counsel)(Durham, Craig)
06/22/2020	10	AFFIDAVIT in Support by Luke Mayville re 2 Expedited MOTION for Preliminary Injunction <i>2nd Supplemental Declaration of Luke Mayville</i> filed by Reclaim Idaho.(Ferguson, Deborah)
06/23/2020	11	SUPPLEMENT by Defendants Lawrence Denney, Bradley Little re 8 Memorandum in Opposition to Motion,, <i>Supplemental Declaration of Counsel</i> . (Attachments: # 1 Exhibit A to Declaration of Counsel, # 2 Supplemental Declaration of Jason Hancock, # 3 Supplemental Declaration of Phil McGrane)(Berry, Robert)
06/23/2020	12	ERRATA by Defendants Lawrence Denney, Bradley Little re 11 Supplement, . (Attachments: # 1 Corrected Supplemental Declaration of Phil McGrane)(Berry, Robert)
06/23/2020	13	Minute Entry for proceedings held before Judge B. Lynn Winmill: A Video Motion Hearing was held on 6/23/2020 re 2 Plaintiff's Expedited Motion for Preliminary Injunction. Motion GRANTED. An order is forthcoming. (Court Reporter Tammy Hohenleitner.) (jlb)
06/26/2020	14	MEMORANDUM DECISION AND ORDER- It is ORDERED that: 1. Plaintiffs' Expedited Motion for Preliminary Injunction (Dkt. 2) is GRANTED. 2. On or before June 26, 2020 at 5:00 p.m. M.S.T., Defendants must file with the Court a notice detailing the reasonable accommodation they have chosen to make to preserve Plaintiffs' core political speech rights as detailed in this Memorandum Decision and Order. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)

06/26/2020	15	<p>Notice of Filing of Official Transcript of Proceedings held on 6/23/20 before Judge B. Lynn Winmill. Court Reporter/Transcriber Tamara I. Hohenleitner, Email tammy_hohenleitner@id.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. This transcript is not available to the general public and as such is sealed until release of transcript restriction re 13 Motion Hearing,. Redaction Request due 7/17/2020. Redacted Transcript Deadline set for 7/27/2020. Release of Transcript Restriction set for 9/24/2020. (th)</p>
06/26/2020	16	<p>MOTION to Stay re 14 Memorandum Decision,,, Order,,, Terminate Motions,, Robert Arthur Berry appearing for Defendants Lawrence Denney, Bradley Little. Responses due by 7/17/2020 (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Berry, Robert)</p>
06/29/2020	17	<p>ORDER DENYING MOTION TO STAY - Defendants Notice And Motion To Stay Pursuant To F.R.C.P. 62(D) and F.R.A.P. 8</p> <p>(Dkt. 16) is DENIED. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jd)</p>
06/29/2020	18	<p>Expedited MOTION to Enforce Court's Order , Craig Durham appearing for Plaintiffs Luke Mayville, Reclaim Idaho. Responses due by 7/20/2020 (Durham, Craig)</p>
06/30/2020	19	<p>ORDER GRANTING IN PART AND DENYING IN PART PLAINTIFFS' MOTION TO ENFORCE THE COURT'S ORDER - Plaintiffs Expedited Motion to Enforce the Courts Order (Dkt. 18</p> <p>) is GRANTED IN PART and DENIED IN PART as explained in this decision. The 48-day period provided for Reclaim Idaho to resume its petition gathering activities begins July 9, 2020. Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jd)</p>
06/30/2020	20	<p>NOTICE OF APPEAL as to 14 Memorandum Decision,,, Order,,, Terminate Motions,, 19 Order on Motion for Miscellaneous Relief,, by Lawrence Denney, Bradley Little. Filing fee \$ 505, receipt number 0976-2069893. (Notice sent to Court</p>

		Reporter & 9th Cir) (Attachments: # 1 Representation Statement)(Berry, Robert) 20-35584
07/01/2020	21	USCA Case Number 20-35584 for 20 Notice of Appeal, filed by Bradley Little, Lawrence Denney. (kt)
07/02/2020	22	ORDER of USCA (20-35584) as to 20 Notice of Appeal, filed by Bradley Little, Lawrence Denney (Attachments: # 1 Mediation Questionnaire)(kt) (Main Document 22 replaced on 7/7/2020) (jp). (Attachment 1 replaced on 7/7/2020) (jp). (Entered: 07/06/2020)
07/09/2020	23	NOTICE by Lawrence Denney, Bradley Little re 19 Order on Motion for Miscellaneous Relief,, (Larrondo, Megan)
07/09/2020	24	ORDER of USCA as to 20 Notice of Appeal, filed by Bradley Little, Lawrence Denney. The court sua sponte expedites this appeal. The opening brief is due July 17, 2020. The answering brief is due July 29, 2020. The optional reply brief is due August 3, 2020. (Attachments: # 1 Dissent)(jp) (Entered: 07/10/2020)
07/10/2020	25	STATUS REPORT <i>on Compliance with Court's June 30th Order</i> by Reclaim Idaho. (Attachments: # 1 Exhibit A to Status Report, # 2 Affidavit 4th Mayville Declaration, # 3 Exhibit 1 to 4th Mayville Declaration, # 4 Exhibit 2 to 4th Mayville Declaration)(Ferguson, Deborah)
07/27/2020	26	STATUS REPORT by Reclaim Idaho. (Attachments: # 1 Exhibit A to Status Report, # 2 Exhibit B to Status Report, # 3 Affidavit Mayville 5th Declaration, # 4 Exhibit 1 to Mayville 5th Declaration)(Ferguson, Deborah)
07/30/2020	27	On Application for Stay by Supreme Court of the United States as to 20 Notice of Appeal, filed by Bradley Little, Lawrence Denney (jp)
08/05/2020	28	ORDER of USCA (20-35584) as to 20 Notice of Appeal, filed by Bradley Little, Lawrence Denney (kt) (Entered: 08/06/2020)
08/14/2020	29	ORDER of USCA as to 20 Notice of Appeal, filed by Bradley Little, Lawrence Denney. In light of oral argument and the parties' concessions of impending mootness, by 8/24/20, Appellants shall either file a motion for voluntary dismissal under Federal Rule of Appellate Procedure 42(b), or inform the Court whether such a dismissal is likely in three pages or less. (jp) (Entered: 08/17/2020)

08/17/2020		The 60 day deadline has expired. Case will remain with District Judge. No more notice of availability or assignment will be sent out. Consent deadline(s) termed. (jp)
09/01/2020	30	DOCKET ENTRY NOTICE OF HEARING: A Telephonic Status Conference is set for 9/4/2020 at 2:30 PM before Judge B. Lynn Winmill. The call in information is as follows: 1-877-336-1828 and access code 4685496. (jlb)
09/01/2020	32	MEMORANDUM of USCA as to 20 Notice of Appeal, filed by Bradley Little, Lawrence Denney (20-35584) (alw) (Entered: 09/08/2020)
09/03/2020	31	AMENDED DOCKET ENTRY NOTICE OF HEARING: The Telephonic Status Conference set for 9/4/2020 is vacated and reset for 9/11/2020 at 2:30 PM Pacific Time (3:30 PM Mountain Time) before Judge B. Lynn Winmill. The call in information is as follows: 1-877-336-1828 and access code 4685496. (jlb)
09/23/2020	33	MANDATE of USCA as to 20 Notice of Appeal, filed by Bradley Little, Lawrence Denney (jp) (Entered: 09/24/2020)
10/29/2020	34	ORDER- Video hearing for oral argument set for January 11, 2021 at 11:00 am. This hearing will be conducted via Zoom. Counsel will receive the video link by separate notification. (Hearing set for 1/11/2021 11:00 AM in Video - Boise to Other location (Mountain Time) before Judge B. Lynn Winmill.). Signed by Judge B. Lynn Winmill. (caused to be mailed to non Registered Participants at the addresses listed on the Notice of Electronic Filing (NEF) by (jp)
11/19/2020	35	STIPULATION to Modify Briefing Schedule by Reclaim Idaho. (Ferguson, Deborah)
11/20/2020	36	DOCKET ENTRY ORDER: Good cause appearing, the Court hereby approves the Stipulation to Modify Briefing Schedule (Dkt. 35). The Plaintiffs opening brief shall be filed on or before 11/28/20. The Defendants response brief shall be due on or before 12/23/20. The Plaintiffs reply brief shall be due on or before 12/31/20. Signed by Judge B. Lynn Winmill. (aa).
11/27/2020	37	NOTICE of Voluntary Dismissal by Reclaim Idaho (Ferguson, Deborah)

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