

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

WILLIAM C. TOTH JR., *et al.*,

Plaintiffs,

V.

LEIGH M. CHAPMAN, *et al.*,

Defendants.

V.

CAROL ANN CARTER, *et al.*,

Intervenor-Defendants.

No. 1:22-cv-00208-JPW-KAJ-PS

Three Judge Panel Convened
Pursuant to 28 U.S.C. § 2284(a)

CARTER INTERVENORS' NOTICE OF SUPPLEMENTAL AUTHORITY

The Carter Intervenors respectfully submit this Notice to inform the Court of the Pennsylvania Supreme Court’s majority opinion in *Carter v. Chapman*, No. 7 MM 2022 (Pa. Mar. 9, 2022) (attached as Exhibit A), issued today. This opinion is relevant to the Court’s consideration of the Carter Intervenors’ Motion to Dismiss Plaintiffs’ Second Amended Complaint and Plaintiffs’ Motion for Preliminary Injunction, specifically with respect to Plaintiffs’ claims that (1) the Carter Plan is unconstitutionally malapportioned and (2) the Pennsylvania Supreme Court did not follow Pennsylvania’s “policies and preferences” in choosing a congressional map. *See, e.g.*, ECF No. 67 at 21.

Dated: March 9, 2022

Abha Khanna**
Elias Law Group LLP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
T: (206) 656-0177

Lalitha D. Madduri**
Jyoti Jasrasaria**
Christina Ford**
Joseph Posimato**
Tina Meng**
Elias Law Group LLP
10 G St. NE, Suite 600
Washington, D.C. 20002
lmadduri@elias.law
jjasrasaria@elias.law
tmeng@elias.law
T: (202) 968-4490

Matthew Gordon**
Perkins Coie LLP
1201 Third Avenue Suite 4900
Seattle, WA 98101
MGordon@perkinscoie.com
T: (206) 359-3552

Respectfully submitted,

/s/ Elizabeth V. Wingfield
Timothy D. Katsiff (PA 75490)
Elizabeth V. Wingfield (PA 32477)
Edward D. Rogers (PA 69337)*
Marcel S. Pratt (PA 307483)*
Robert J. Clark (PA 308105)*
Michael R. McDonald (PA 326873)**
Paul K. Ort (PA 326044)*
Ballard Spahr LLP
1735 Market Street, 51st Floor
Philadelphia, PA 19103
KatsiffT@ballardspahr.com
WingfieldE@ballardspahr.com
RogersE@ballardspahr.com
PrattM@ballardspahr.com
ClarkR@ballardspahr.com
McDonaldM@ballardspahr.com
OrtP@ballardspahr.com
T: (215) 665-8500
F: (215) 864-8999

Counsel for Carter Petitioners

**Motions for Pro Hac Vice
Forthcoming*

***Admitted Pro Hac Vice*

CERTIFICATE OF COMPLIANCE

I hereby certify that the foregoing Opposition to Plaintiffs' Preliminary Injunction contains 100 words, based on the word count of the word processing system used to prepare this brief, and thereby complies with the Local Civil Rule 7.36.

Dated: March 9, 2022

/s/ Elizabeth V. Wingfield