

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

THE NEW GEORGIA PROJECT,
BLACK VOTERS MATTER FUND
and RISE, INC.

Plaintiffs,
VS.

BRAD RAFFENSPERGER in his official
capacity as the Georgia Secretary of State,
et al.,

Defendants.

CIVIL ACTION FILE NO.:

1:21-cv-01229-JPB

**COUNTY DEFENDANTS' MOTION TO DISMISS
PLAINTIFFS' FIRST AMENDED COMPLAINT**

Come now CHARLES DAVE, in his official capacity as the Director of the Brooks County Elections Department; ZURICH DESHAZIOR, DON ISTEFANO, and KAREN MURRAY, in their official capacities as members of the BROOKS COUNTY BOARD OF ELECTIONS (collectively, the “Brooks County Defendants”), and move the Court to dismiss Plaintiffs’ First Amended Complaint pursuant to Fed. R. Civ. P. 12(b)(1) and (6), showing the Court that Plaintiffs’ lack standing to bring their claims against the County Defendants. In support of the motion, County Defendants rely on their Brief in Support of Motion to Dismiss Plaintiffs’ First Amended Complaint, filed concurrently with this motion.

Respectfully submitted this 13th day of July, 2021.

HAYNIE, LITCHFIELD & WHITE, PC

/s/ Daniel W. White

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CERTIFICATE OF COMPLAINE WITH LOCAL RULE 7.1

The undersigned hereby certifies that the foregoing document has been prepared in accordance with the font type and margin requirements of Local Rule 5.1 of the Northern District of Georgia, using a font type of Times New Roman and a point size of 14.

/s/ Daniel W. White

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CERTIFICATE OF SERVICE

I hereby certify that on July 13, 2021, I electronically filed the foregoing BROOKS COUNTY DEFENDANTS' MOTION TO DISMISS PLAINTIFFS' FIRST AMENDED COMPLAINT with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

/s/ Daniel W. White
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