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9 **UNITED STATES DISTRICT COURT**
10 **EASTERN DISTRICT OF WASHINGTON**
11 **AT YAKIMA**

12 STATE OF WASHINGTON, STATE OF
13 COLORADO, STATE OF CONNECTICUT,
14 STATE OF ILLINOIS, STATE OF
15 MARYLAND, STATE OF MICHIGAN,
16 STATE OF MINNESOTA, STATE OF
17 NEVADA, STATE OF NEW MEXICO,
18 STATE OF OREGON, STATE OF RHODE
ISLAND, STATE OF VERMONT,
COMMONWEALTH OF VIRGINIA, and
STATE OF WISCONSIN,

19 Plaintiffs,

20 v.

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22 DONALD J. TRUMP, in his official capacity
as President of the United States of America;
23 UNITED STATES OF AMERICA; LOUIS
24 DEJOY, in his official capacity as Postmaster
General; UNITED STATES POSTAL
25 SERVICE,

26 Defendants.
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NO. 1:20-cv-03127-SAB

DEFENDANTS' NOTICE OF
SUPPLEMENTAL MATERIAL

1 Defendants hereby provide notice to the Court and the parties that the United
2 States Postal Service has issued the attached two documents that provide further
3 guidance on the implementation of the Clarifying Operating Instructions
4 (“Instructions”), which clarified existing policies and implemented the preliminary
5 injunction entered by this Court. *See* ECF No. 83-1.

6 On September 24, 2020, the Postal Service deployed the attached Mandatory
7 Stand-Up Talk, which summarizes the Instructions, to all employees. Furthermore,
8 on September 25, 2020, USPS issued the attached Instructions detailing additional
9 resources that would be made available to support the expeditious handling of
10 Election Mail beginning on October 1, 2020. These include: (1) dedicating additional
11 processing resources to Election Mail; (2) using extra transportation resources; (3)
12 authorizing extra delivery and collection trips; (4) authorizing and instructing that
13 overtime is to be used to support these additional resources. The Postal Service also
14 made clear that “the use of extraordinary measures beyond [the Postal Service’s]
15 normal course of operations is authorized and expected to be executed by local
16 management between October 26 and November 24, to accelerate the delivery of
17 ballots.”
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2 Dated: September 25, 2020

Respectfully submitted,

3 JEFFREY BOSSERT CLARK
4 Acting Assistant Attorney General

5 ERIC R. WOMACK
6 Assistant Director, Federal Programs Branch

7 /s/ Joseph E. Borson
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CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of September, I electronically filed the foregoing Notice with the Clerk by using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

Dated: September 25, 2020

By: /s/ Joseph E. Borson

Joseph E. Borson

Counsel for Defendants