

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

CHRISTA EGGERS and NMM,

Plaintiffs,

v.

ROBERT EVNEN, Nebraska
Secretary of State,

Defendant.

Case No. 4:22-cv-3089

DEFENDANT'S MOTION TO
CERTIFY QUESTION TO
NEBRASKA SUPREME COURT

Defendant Robert Evnen, Nebraska Secretary of State, pursuant to Local Civil Rule 7.4, moves the Court to certify this question to the Nebraska Supreme Court:

If the multicounty signature requirement in Article III, Section 2 of the Nebraska Constitution violates the First or Fourteenth Amendment of the United States Constitution, is that requirement severable from the remainder of Article III, Section 2?

Submitted May 31, 2022.

DEFENDANT ROBERT EVNEN

By: DOUGLAS J. PETERSON
Attorney General of Nebraska

s/ Jennifer A. Huxoll
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CERTIFICATE OF SERVICE

I certify that on May 31, 2022, I electronically filed the foregoing document with the Clerk of the United States District Court for the District of Nebraska using the CM/ECF system, causing notice of such filing to be served upon Plaintiffs' counsel of record.

s/ Jennifer A. Huxoll
Jennifer A. Huxoll