

United States District Court
District of Maryland
Northern Division

PUBLIC INTEREST LEGAL FOUNDATION, INC.,

Plaintiff,

v.

LINDA H. LAMONE, et al.,

Defendants.

Case No. 1:19-cv-03564-DLB

**PLAINTIFF PUBLIC INTEREST LEGAL FOUNDATION'S
MOTION FOR SUMMARY JUDGMENT**

Pursuant to Federal Rule of Civil Procedure 56, Plaintiff Public Interest Legal Foundation (the "Foundation"), by and through counsel, hereby moves this Court for an order granting summary judgment in its favor on Count I of its Complaint for Declaratory and Injunctive Relief (Doc. 1), and a judgment:

1. Declaring that Defendants are in violation of Section 8(i) of the NVRA by refusing to allow the Foundation to inspect and copy the requested voter registration list;
2. Declaring that Section 8(i) of the NVRA preempts and supersedes any requirement in Md. Code Ann., Elec. Law § 3-506(a), and any other Maryland statute, regulation, practice or policy that prevents the Foundation from inspecting and copying the requested statewide voter registration list;
3. Ordering Defendants to produce to the Foundation the records and data requested in the Foundation's Application, or otherwise ordering Defendants to allow the Foundation to inspect and copy the statewide voter registration list;
4. Permanently enjoining Defendants from denying requests to inspect similar voter registration lists and voting histories in the future;

5. Ordering the Defendants to pay the Foundation's reasonable attorney's fees, including litigation expenses and costs, pursuant to 52 U.S.C. § 20510(c); and,

6. Granting the Foundation further relief that this Court deems just and proper.

The Foundation's motion for summary judgment is supported by the attached memorandum of law and the Declaration of Logan C. Churchwell and the exhibits attached thereto. The Foundation's motion for summary judgment should be granted because the undisputed, material facts show that the Foundation is entitled to judgment as a matter of law.

Dated: December 16, 2019.

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Attorneys for Plaintiff Public Interest Legal Foundation

CERTIFICATE OF SERVICE

I hereby certify that on December 16, 2019, I electronically filed the foregoing *MOTION* and *MEMORANDUM OF LAW IN SUPPORT OF MOTION*, as well as the accompanying attachments, using the Court's ECF system, which will serve notice on all registered parties.

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