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

CORECO JA'QAN PEARSON, VIKKI TOWNSEND CONSIGLIO; GLORIA KAY GODWIN; JAMES KENNETH CARROLL; CAROLYN HALL FISHER; CATHLEEN ALSTON LATHAM; and BRIAN JAY VAN GUNDY,

Plaintiffs,

v.

BRIAN KEMP; BRAD RAFFENSPERGER; DAVID J. WORLEY; REBECCA N. SULLIVAN; MATTHEW MASHBURN; and ANH LE,

Defendants.

CIVIL ACTION FILE

NO. 1:20-cv-4809-TCB

O R D E R

Plaintiffs have filed an emergency motion [6] for declaratory, emergency, and permanent injunction relief. In their motion, Plaintiffs seek the following relief:

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1. An order directing Governor Kemp, Secretary Raffensperger and the Georgia State Board of Elections to de-certify the election results;

2. An order enjoining Governor Kemp from transmitting the currently certified election results to the Electoral College;

3. An order requiring Governor Kemp to transmit certified election results that state that President Donald Trump is the winner of the election;

4. An order that no votes received or tabulated by machines that were not certified as required by federal and state law be counted;

5. A declaratory judgment declaring that Georgia Secretary of State Rule 183-1-14-0.9-.15 violates O.C.G.A. § 21-2-386(a)(2) and the Electors and Elections Clause, U.S. Const. Art. I, § 4;

6. A declaratory judgment that Georgia's failed system of signature verification violates the Electors and Elections Clause by working a de facto abolition of the signature verification requirement;

7. A declaratory judgment declaring that current certified election results violate the Due Process Clause, U.S. Const. Amend. XIV;

8. A declaratory judgment declaring that mail-in and absentee ballot fraud must be remedied with a Full Manual Recount or statistically valid sampling that properly verifies the signatures on absentee ballot envelopes and that invalidates the certified results if

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the recount or sampling analysis shows a sufficient number of ineligible absentee ballots were counted;

9. An emergency declaratory judgment that voting machines be seized and impounded immediately for a forensic audit by plaintiffs' experts;

10. A declaratory judgment declaring absentee ballot fraud occurred in violation of Constitutional rights and election laws under state law;

11. A permanent injunction prohibiting the Governor and Secretary of State from transmitting the currently certified results to the Electoral College based on the overwhelming evidence of election tampering; and

12. Immediate production of 36 hours of security camera recording of all rooms used in the voting process at State Farm Arena in Fulton County, GA from 12:00 AM November 3, 2020 to 12:00 PM on November 4, 2020.

[6-3] at 3–4.

With respect to these issues, the Court sets the following schedule: Defendants' response to Plaintiffs' motion will be due on Wednesday, December 2, by 3:00 p.m., EST. Any reply brief will be due Thursday, December 3, by 3:00 p.m., EST. The Court will hold an in-person hearing on Plaintiffs' motion on Friday, December 4, at 10:00 a.m., EST,

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in Courtroom 2106, United States Courthouse, 75 Ted Turner Drive, Atlanta, Georgia, 30303.

In addition, Plaintiffs contend that Union County officials have advised that they are going to wipe or reset the voting machines of all data and bring the count back to zero on Monday, November 30. To the extent Plaintiffs seek a temporary restraining order to preserve the voting machines in the State of Georgia, and to prevent any wiping of data, their motion is granted. Defendants are ordered to maintain the status quo and are temporarily enjoined from wiping or resetting any voting machines in the State of Georgia until further order of the Court.

IT IS SO ORDERED this 29th day of November, 2020.

Timothy C. Batten, Sr.
United States District Judge

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