

**IN THE IOWA DISTRICT COURT FOR POLK COUNTY**

<p>KIRSTEN ANDERSON,</p> <p>Plaintiff,</p> <p>vs.</p> <p>THE STATE OF IOWA, THE IOWA SENATE, and THE IOWA SENATE REPUBLICAN CAUCUS,</p> <p>Defendants.</p>	<p>Case No. LACL131321</p> <p><b>DEFENDANTS' MOTION FOR NEW TRIAL AND ALTERNATE MOTION FOR REMITTITUR</b></p>
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Defendants hereby move, pursuant to Iowa Rules of Civil Procedure 1.1004 and 1.1010, for a new trial and in the alternative, for remittitur. Defendants are also filing a brief in support of this motion.

1. Defendants are entitled to a new trial due to certain statements in Plaintiff's closing and rebuttal arguments. *See* Iowa R. Civ. P. 1.1004(2), (3).
2. Defendants are entitled to a new trial due to excessive damages appearing to have been influenced by passion or prejudice, and because the damages are not sustained by sufficient evidence and/or are contrary to law, and fail to administer substantial justice. Alternatively, Defendants are entitled to remittitur. *See* Iowa R. Civ. P. 1.1004(4), (6); Iowa R. Civ. P. 1.1010(1).
3. Defendants are entitled to a new trial due to errors of law in the jury instructions. *See* Iowa R. Civ. P. 1.1004(8).

Respectfully submitted,

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