IN THE SUPREME COURT OF OHIO

OHIO STATE CONFERENCE OF THE
NATIONAL ASSOCIATION FOR THE
ADVANCEMENT OF COLORED PEOPLE, et al,

Plaintiffs,

v.

JON HUSTED, et al.,

Defendants.

Case No. 2:14-CV-404
Judge Peter C. Economus
Magistrate Judge Norah McCann King

EXHIBIT 1
DEFENDANTS’ RESPONSE IN OPPOSITION
TO PLAINTIFFS’ MOTION TO ENFORCE ORDER

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Damschroder, Matthew

From: Damschroder, Matthew
Sent: Friday, September 05, 2014 5:09 PM
To: All Counties; BOE Contacts
Subject: Court decision

Directors, Deputy Directors, and Board Members:

As you know, a federal district court yesterday issued a preliminary injunction for the November 4, 2014 general election that overturned the effect of S.B. 238 (moving the start of non-UOCAVA absentee voting from the 35th day before an election to the day after the close of registration) and ordered additional days and hours for in person absentee voting. Below you will find Secretary Husted’s press statement on the decision.

We understand the stepped-up timeframes for preparing for the November 4, 2014 general election that you now face and will provide you with additional instructions regarding absentee voting in Ohio for the upcoming general election as quickly as we are able.

Thank you for your continued hard work.

Matthew M. Damschroder
Director of Elections
614-466-5515

From: Ostrowski, Maggie
Sent: Thursday, September 04, 2014 3:09 PM
Subject: Statement from Ohio Secretary of State Jon Husted

FOR IMMEDIATE RELEASE
Thursday, September 4, 2014

STATEMENT FROM OHIO SECRETARY OF STATE JON HUSTED

Regarding the ruling today in NAACP v. Husted, all of the following may be attributed to Ohio Secretary of State Jon Husted:

"My overarching principle for Ohio's long-debated voting schedule is that all voters, no matter where they live, should have the same opportunity to vote. That's why I have set uniform voting hours for all 88 counties and why I sent absentee ballot applications to voters statewide, so there would be no disparity in access.

"I have been consistent. This ruling is not.

"During the 2012 election and beyond, this same judge said we had to implement fair and uniform days and hours' of operation for elections in Ohio. Now he seems to say counties can set their own days and hours of operation.

"Today's ruling kicks the door open to having different rules for voting in each of Ohio's 88 counties, which is not fair and uniform and was not even acceptable to this court or the plaintiffs previously.
“We must appeal this ruling, because we can’t simultaneously treat people the same and differently.”

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For more information, please contact Maggie Ostrowski at (614) 752-2450.

Additional Information:

Opinion & Order granting preliminary injunction in Obama v. Husted 08/31/12 -
“This Court anticipates that Defendant Secretary of State will direct all Ohio elections boards to maintain a specific, consistent schedule on those three days, in keeping with his earlier directive that only by doing so can he ensure that Ohio’s election process is uniform, accessible for all, fair, and secure.”

Judgment & Permanent injunction in Obama v. Husted 06/11/14 -
“Defendant Secretary of State Husted shall be responsible for setting business hours for such voting to preserve the right of all Ohio voters to cast his or her vote with said hours to be uniform throughout the State and suitable to the needs of the particular election in question.”