

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

OHIO A. PHILIP RANDOLPH INSTITUTE, <i>et al.</i>	:	
	:	
Plaintiffs,	:	Case No. 2:16-cv-00303
	:	
v.	:	JUDGE GEORGE C. SMITH
	:	
SECRETARY OF STATE, JON HUSTED	:	Magistrate Judge Deavers
	:	
Defendant.	:	

JOINT MOTION FOR FURTHER RELIEF

Plaintiffs Ohio A. Philip Randolph Institute (“APRI”), the Northeast Ohio Coalition for the Homeless (“NEOCH”), and Larry Harmon, and Defendant Jon Husted, in his official capacity as Ohio Secretary of State (the “Secretary”), through their undersigned counsel, jointly move this Court for an order authorizing the Secretary to issue the directive attached hereto as Exhibit A (the “Directive”). The Directive extends this Court’s Opinion and Order (Doc. 89) dated October 19, 2016, Order (Doc. 92) dated October 25, 2016, and Order (Doc. 93) dated November 5, 2016, to apply to the upcoming Recall Election in Cuyahoga County on December 6, 2016. To the extent fees are awarded, Plaintiffs waive any entitlement to fees that are associated with this Motion and the negotiations preceding this Motion.

Accordingly, the Parties respectfully request that this Court enter an order authorizing the Secretary to issue the Directive.

Dated this 18th day of November, 2016

Respectfully submitted,

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Ohio Attorney General

s/ Naila Awan

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identification only

CERTIFICATE OF SERVICE

I hereby certify that the foregoing JOINT MOTION FOR FURTHER RELIEF was filed this November 18, 2016 through the Court's Electronic Filing System. Parties will be served, and may obtain copies electronically, through the operation of the Electronic Filing System.

Dated: November 18, 2016

s/ Steven T. Voigt

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Ohio Secretary of State

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Issued Pursuant to Court Order

DIRECTIVE 2016-XX
XXXX, XX, 2016

To: Cuyahoga County Board of Elections
Directors, Deputy Directors, and Board Members

Re: Cuyahoga County December 6, 2016 Special Election

SUMMARY

On October 19, October 25, and November 5, 2016, the Secretary of State issued Directives 2016-39, 2016-41, and 2016-45, respectively, pursuant to Court Orders in the case of *Ohio A. Philip Randolph Institute et al. v. Husted*, Case No. 2:16-cv-303. The Court Orders required the issuance of Directives 2016-39, 2016-41, and 2016-45 for the November 8, 2016 General Election and subsequent tabulation period. On November XX, 2016, the Court issued an additional Order requiring the Cuyahoga County Board of Elections to follow Directives 2016-39, 2016-41, and 2016-45 for its scheduled December 6, 2016 Special Election and subsequent tabulation period.

INSTRUCTIONS

Accordingly, pursuant to Court Order, Directives 2016-39, 2016-41, and 2016-45 shall be in effect for the December 6, 2016 Special Election in Cuyahoga County.

If you have any questions regarding this Directive, please contact the Secretary of State's elections counsel assigned to your county.

Sincerely,

Jon Husted

Draft Directive
Exhibit A

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	:	
SECRETARY OF STATE, JON HUSTED	:	Magistrate Judge Deavers
	:	
Defendant.	:	

[PROPOSED] ORDER GRANTING MOTION FOR FURTHER RELIEF

THIS CAUSE, having come before the Court on the Parties’ Joint Motion for Further Relief (“Motion”). The Court, having considered the Motion and the directive attached thereto (“Directive”), is of the opinion that such Motion should be GRANTED.

IT IS THEREFORE ORDERED that the Motion is HEREBY GRANTED and Ohio Secretary of State Jon Husted is authorized to issue the Directive.

SIGNED on _____, 2016.

UNITED STATES DISTRICT JUDGE