

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

GEORGIA STATE CONFERENCE OF THE NAACP, as an organization; GEORGIA COALITION FOR THE PEOPLES’ AGENDA, INC., as an organization; PROGEORGIA STATE TABLE, INC., as an organization; THIRD SECTOR DEVELOPMENT, INC., as an organization; and ASIAN AMERICANS ADVANCING JUSTICE-ATLANTA, INC., as an organization; JILL BOYD MYERS, an individual,

Plaintiffs,

v.

STATE OF GEORGIA and BRIAN P. KEMP, in his official capacity as Secretary of State for the State of Georgia,

Defendants.

Civil Action
Case No. 1:17-cv-01397-TCB

**CONSENT MOTION TO
SUPPLEMENT THE RECORD
IN SUPPORT OF PLAINTIFFS’
EMERGENCY MOTION FOR
A TEMPORARY
RESTRAINING ORDER AND
PRELIMINARY INJUNCTION**

Hearing date: May 4, 2017
Time: 2:00 p.m.
Courtroom: 2106, Atlanta

1. Plaintiffs respectfully submit this Consent Motion to Supplement the Record in Support Of Plaintiffs’ Emergency Motion (“Emergency Motion”) for a Temporary Restraining Order and Preliminary Injunction (ECF No. 2) with

the Declaration of Plaintiff Jill Boyd Myers, a copy of which is attached and incorporated herein by reference as Exhibit 1.

2. On April 25, 2017, Plaintiffs filed a First Amended Complaint in which they added Jill Boyd Myers as a Plaintiff.
3. Plaintiff Myers' Declaration (Exhibit 1) outlines the facts supporting her claim for relief under Section 8 of the NVRA in this matter.
4. The facts set out in Plaintiff Myers' Declaration are relevant to Plaintiffs' request for relief in their Emergency Motion.
5. On April 25, 2017, Plaintiffs' counsel sought and obtained consent from Defendants' counsel to file this Consent Motion and for Plaintiff Myers' Declaration to be considered by the Court as part of the record on the pending Emergency Motion.

WHEREFORE, Plaintiffs respectfully request that the Court grant this Consent Motion to Supplement the Record on Plaintiffs' Emergency Motion with the Declaration of Jill Boyd Myers (Exhibit 1).

Dated: April 25, 2017

Respectfully submitted,

By: /s/ Bryan L. Sells
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Georgia Bar No. 635562

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Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that I provided notice and a copy of the foregoing **Consent Motion to Supplement the Record in Support of Plaintiffs' Emergency Motion for a Temporary Restraining Order and Preliminary Injunction** using the CM/ECF system which will automatically send e-mail notification of such filing to the following attorneys of record:

CRISTINA CORREIA Assistant Attorney General
JOSIAH B. HEIDT Assistant Attorney General
Office of the Attorney General
40 Capitol Square, SW
Atlanta, Georgia 30334

This 25th day of April, 2017,

By: /s/ Bryan L. Sells
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EXHIBIT 1

**IN THE UNITED STATES DISTRICT COURT
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**DECLARATION OF JILL BOYD
MYERS**

Hearing date: May 4, 2017

Time: 2:00 p.m.

Courtroom No.: 2106, Atlanta

DECLARATION OF JILL BOYD MYERS

DECLARATION OF JILL BOYD MYERS

Pursuant to 28 U.S.C. § 1746, I, Jill Boyd Myers, declare:

1. I have personal knowledge of the matters stated herein and would testify to the same if called as a witness in Court.
2. I am a citizen of the United States, and a resident of Sandy Springs, Georgia, which is located within Fulton County and in Georgia's Sixth Congressional District. I am over 18 years of age, have not been convicted of a felony offense, and have not been adjudged to be mentally incompetent.
3. I have been registered to vote in the State of Georgia since on or about October 26, 2011.
4. Prior to February 27, 2017, my permanent residence was located at 20 Golf Circle NE, Atlanta, Georgia, and I was registered to vote at this address. This home was located in Fulton County and in Georgia's Fifth Congressional District.
5. On February 27, 2017, my spouse and I closed on the sale of our Atlanta home. At that time, we were in the process of purchasing a home at 482 The North Chace NE, Sandy Springs, Georgia and had signed a contract to purchase that home on February 23. The Sandy Springs home is also located in Fulton County, but it is in Georgia's Sixth Congressional District.

6. On March 22, 2017, my spouse and I closed on the purchase of our home in Sandy Springs, and this residence became our permanent domicile. For a short time we lived in temporary quarters during some renovation work on our new home, but we began living full time in our Sandy Springs home on April 22, 2017.

7. Shortly after buying our Sandy Springs house, on March 27, 2017, I called the Fulton County Department of Registration and Elections to inquire about updating my voter registration record to reflect the change in my residence address from Atlanta to Sandy Springs. I was particularly interested in making sure my voter registration address was updated because I was looking forward to being able to vote in Georgia's Sixth Congressional District special election, which was coming up on April 18, 2017, and in the special runoff election on June 20, 2017, if no candidate received a majority of the vote on April 18.

8. During this telephone call, I spoke to a gentleman at the Fulton County Department of Registration and Elections who informed me that while I could update my address information for my voter registration, I would be unable to vote in the Sixth Congressional District special election on April 18, 2017 and in the special runoff election on June 20, 2017

because the voter registration deadline of March 20, 2017 for both elections had already passed.

9. On April 22, 2017, I updated my voter registration address to my Sandy Springs residence on the Georgia Secretary of State's "My Voter" webpage.

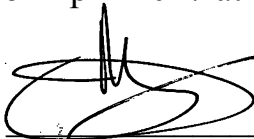
10. Although I updated my voter registration address to my Sandy Springs home more than thirty days prior to the June 20, 2017 Sixth Congressional District special runoff election, it is my understanding that I will not be allowed to vote in that special runoff election because I did not update my address information by March 20, 2017. Of course, I had no basis to update my registration by March 20, since we did not close on the purchase of our home in Sandy Springs until March 22.

11. I respectfully ask this Court to order that Defendants extend the voter registration deadline for the Sixth Congressional District special runoff election to May 22, 2017, and to prohibit Defendants from imposing a registration deadline in excess of thirty days in any runoff elections for federal office, as required by Section 8 of the National Voter Registration Act of 1993.

12. This relief would afford me the right to cast a ballot for my candidate of choice in the Sixth Congressional District special runoff election on June 20, 2017.

13. Unless the Court orders this relief, I will be denied the right to vote in the Sixth Congressional District special runoff election on June 20, 2017 in violation of Section 8 of the National Voter Registration Act of 1993.

14. I declare that the foregoing is true and correct under penalty of perjury. Executed this 24th day of April 2017 at Sandy Springs, Georgia.

A handwritten signature in black ink, appearing to read "Jill Boyd Myers", written over a horizontal line.

Jill Boyd Myers

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**[Proposed Order Granting]
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**[Proposed Order Granting] CONSENT MOTION TO SUPPLEMENT THE
RECORD IN SUPPORT OF PLAINTIFFS' EMERGENCY MOTION FOR
A TEMPORARY RESTRAINING ORDER AND PRELIMINARY
INJUNCTION**

1.

This matter is before the Court on Plaintiffs' Consent Motion to Supplement the Record in Support Of Plaintiffs' Emergency Motion ("Emergency Motion") for a Temporary Restraining Order and Preliminary Injunction (ECF No. 2) with the Declaration of Plaintiff Jill Boyd Myers (Exhibit 1 to the Consent Motion). For good cause shown, the Motion is hereby GRANTED. The record on Plaintiffs' Emergency Motion is hereby supplemented to include the Declaration of Plaintiff Jill Boyd Myers.

SO ORDERED this ____ day of _____ 2017.

Judge _____

United States District Court