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11 *Attorneys for Plaintiffs*  
12 *(Additional counsel listed on signature page)*

13 IN THE UNITED STATES DISTRICT COURT

14 FOR THE DISTRICT OF ARIZONA

15 Tyler Bowyer, Michael John Burke, Nancy  
16 Cottle, Jake Hoffman, Anthony Kern,  
17 Christopher M. King, James R. Lamon, Sam  
Moorhead, Robert Montgomery, Loraine  
18 Pellegrino, Greg Safsten, Salvatore Luke  
Scarmardo, Kelli Ward and Michael Ward;

19 Plaintiffs;

20 v.

21 Doug Ducey, in his official capacity as  
22 Governor of the State of Arizona, and Katie  
Hobbs, in her capacity as Secretary of State  
of the State of Arizona;

23 Defendants;

24 Maricopa County Board of Supervisors;  
25 and Adrian Fontes, in his official capacity  
26 as Maricopa County Recorder;

27 Intervenors.

**Case No.:** 2:20-cv-02321-DJH

**PLAINTIFFS' MOTION FOR  
MODIFICATION OF HEARING  
SCHEDULE**

28 <sup>1</sup> District of Arizona admission scheduled for 12/9/2020.

1 Plaintiffs respectfully request a change to the Court's minute entry concerning the  
2 time allotted for parties to present their cases on December 8. The Court has provided one  
3 hour to each side with a provision that the Court may extend the time for the hearing to  
4 9:00 a.m. on December 9.

5 Plaintiffs have provided Defendants with their witness list and expert disclosure. It  
6 has six experts and seventeen fact witnesses. We realize the Court cannot accommodate  
7 such a large showing. We therefore have proposed to limit our presentation to three expert  
8 witnesses whose testimony we believe will be beneficial to the Court. The remaining  
9 witnesses would go in via declaration or by expert reports already provided in Plaintiffs'  
10 filing with the Court. The experts we intend to call and who will appear at the hearing are:  
11 Spider (his redacted name); Russell Ramsland and James Phillip Waldron. These experts  
12 will testify to the vulnerability to outside infiltration of the Dominion and other voting  
13 machines and software used by the elections officials in Arizona. They will also quantify  
14 the amount of fraud into a tally of illegal votes that easily overturns the 2020 election  
15 results.

16 In order to allow a complete presentation of their testimony and the exhibits  
17 supporting their conclusions, we respectfully ask the Court to enlarge the time for  
18 Plaintiffs' case to three hours. We also agree to permit Defendants to have three hours on  
19 their case should they so require. We reached out to all counsel about this matter at 7:42  
20 p.m. on December 5, 2020 but have not received a response.

21 To the extent this interferes with the Court's other scheduled matters, we propose  
22 moving argument on the various motions to dismiss to Wednesday morning at 9:00 a.m.  
23 Alternatively, because Plaintiffs feel so strongly about presenting their expert witnesses to  
24 the Court, Plaintiffs are prepared to rest on their papers in connection with the pending  
25 motions to dismiss and forego oral arguments.

26 Respectfully submitted this 5th day of December, 2020  
27  
28

1 /s/ Howard Kleinhendler

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10 \*Application for admission pro hac vice  
11 forthcoming

12 Of Counsel:  
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18 \*Application for admission pro hac vice Forthcoming

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 5th, 2020, I electronically transmitted the foregoing document to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the CM/ECF registrants on record.

By: /s/ Chris Viskovic