In the United States Court of Appeals for the Eleventh Circuit

CORECO JA'QAN PEARSON, ET AL., Plaintiffs-Appellants,

v.

BRIAN KEMP, ET AL., Defendants-Appellees

JOINT MOTION TO DISMISS

HOWARD KLEINHENDLER New York Bar No. 2657120 Howard Kleinhendler Esquire 369 Lexington Avenue, 12th Floor New York, New York 10017 (917) 793-1188 howard@kleinhendler.com SIDNEY POWELL Counsel of Record Texas Bar No. 16209700 Sidney Powell, P.C. 2911 Turtle Creek Blvd., Suite 300 Dallas, Texas 75219 (517) 763-7499 sidney@federalappeals.com

<u>/s Harry W. MacDougald</u> HARRY W. MACDOUGALD Georgia Bar No. 463076 Caldwell, Propst & DeLoach, LLP Two Ravinia Drive, Ste 1600 Atlanta, Georgia 30346 (404) 843-1956 hmacdougald@cpdlawyers.com

Counsel for Appellants

<u>/s Carey A. Miller</u> Mr. Carey A. Miller Georgia Bar No. 976240 Robbins Ross Alloy Belinfante Littlefield LLC 500 14th Street NW Atlanta GA 30318

Counsel for Brian Kemp, Governor of the State of Georgia, Brad Raffensperger, Secretary of State, and David J. Worley, Rebecca N. Sullivan, Matthew Mashburn, and Anh Le, in their official capacities as members of the Georgia State Election Board.

<u>/s Adam Martin Sparks</u> Mr. Adam Martin Sparks Georgia Bar No. 341578 Krevolin & Horst LLC 1201 W. Peachtree Street NW Suite 3250 One Atlantic Center Atlanta GA 30309 United States

Counsel for Intervenor Defendants DSCC, DCCC and Democratic Party of Georgia, Inc.

CERTIFICATE OF INTERESTED PARTIES AND CORPORATE DISCLOSURE STATEMENT

- Batten, Sr., Hon. Timothy C., U.S. District Court Judge,
- Beane, Amanda J., Counsel for Intervenor-Defendants- Appellees,
- Belinfante, Josh, Counsel for Defendants-Appellees,
- Caldwell, Propst & DeLoach, LLP, Counsel for Plaintiffs- Appellants,

Callais, Amanda R., Counsel for Intervenor-Defendants- Appellees,

- Carr, Christopher M., Attorney General, Counsel for Defendants-Appellees,
- Carroll, James K., Plaintiff-Appellant,
- Consiglio, Vikki T., Plaintiff-Appellant,
- Coppedge, Susan, Counsel for Intervenor-Defendant-Appellees,
- Defending the Republic, Inc.,
- Democratic Party of Georgia, Inc., Intervenor-Defendant-Appellee,
- DCCC, Intervenor-Defendant-Appellee,
- DSCC, Intervenor-Defendant Appellee,
- Elias, Marc E., Counsel for Intervenor-Defendants- Appellees,
- Fisher, Carolyn H., Plaintiff-Appellant,
- Godwin, Gloria K., Plaintiff-Appellant,

Haller, Julia Z., Counsel for Defending the Republic, Inc.,

Hamilton, Kevin J., Counsel for Intervenor-Defendants- Appellees,

Johnson, Melanie, Counsel for Defendants-Appellees,

Kemp, Brian P., Governor of Georgia, Defendant-Appellee,

Kleinhendler, Howard, Counsel for Plaintiffs-Appellants,

Knapp, Halsey G. Jr., Counsel for Intervenor-Defendants- Appellees,

Krevolin and Horst, LLC, Counsel for Intervenor-Defendants-

Appellees,

Latham, Cathleen A., Plaintiff-Appellant,

Le, Ahn, Matthew, State Election Board member, Defendant-Appellee,

Lewis, Joyce, Counsel for Intervenor-Defendants-Appellees,

MacDougald, Harry W., Counsel for Plaintiffs-Appellants,

Mashburn, Matthew, State Election Board member, Defendant-Appellee,

McGowan, Charlene S., Assistant Attorney General, Counsel for Defendants-Appellees,

Mertens, Matthew J., Counsel for Intervenor-Defendants- Appellees,

Miller, Carey, Counsel for Defendants-Appellees,

Newman, Emily, Counsel for Defending the Republic, Inc.,

Pearson, Coreco J., Plaintiff-Appellant,

Perkins Coie LLP, Counsel for Intervenor-Defendants- Appellees,

Powell, Sidney, Counsel for Plaintiffs-Appellants,

Raffensperger, Brad, Georgia Secretary of State, Defendant-Appellee,

Robbins Ross Alloy Belinfante Littlefield LLC, Counsel for Defendants-Appellees,

Sparks, Adam M., Counsel for Intervenor-Defendants- Appellees,

Sullivan, Rebecca N., Vice Chair of the State Election Board, Defendant-Appellee,

Van Gundy, Brian J., Plaintiff-Appellant,

- Webb, Bryan K., Deputy Attorney General, Counsel for Defendants-Appellees,
- Willard, Russell D., Senior AssistantAttorney General, Counsel for Defendants-Appellees,

Worley, David J., State Election Board member, Defendant-Appellee. There are no corporations that are parties to this case as to which disclosure is required by FRAP 26.1 and 11th Cir. 42-1(a).

Respectfully submitted, this 19th day of January, 2021.

JOINT MOTION TO DISMISS

Pursuant to FRAP 42.1, and 11th Cir. Rule 42-1(a), Appellants

submit this Joint Motion to Dismiss, showing the agreement of all

parties hereto that this case be dismissed, each party to bear their own

costs. Wherefore, the parties respectfully request that this appeal be

dismissed.

Respectfully submitted, this 19th day of January 2021.

HOWARD KLEINHENDLER New York Bar No. 2657120 Howard Kleinhendler Esquire 369 Lexington Avenue, 12th Floor New York, New York 10017 (917) 793-1188 howard@kleinhendler.com SIDNEY POWELL Counsel of Record Texas Bar No. 16209700 Sidney Powell, P.C. 2911 Turtle Creek Blvd., Suite 300 Dallas, Texas 75219 (517) 763-7499 sidney@federalappeals.com

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Counsel for Appellants

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<u>/s Adam Martin Sparks</u>

Mr. Adam Martin Sparks Georgia Bar No. 341578 Krevolin & Horst LLC 1201 W. Peachtree Street NW Suite 3250 One Atlantic Center Atlanta GA 30309 United States

Counsel for Intervenor Defendants DSCC, DCCC and Democratic Party of Georgia, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on January 19, 2021, I electronically filed the

foregoing with the Clerk of the Court for the United States Court of

Appeals for the Eleventh Circuit by using the CM/ECF system, which

causes service to be made upon all counsel of record.

<u>/s Harry W. MacDougald</u> Harry W. MacDougald CALDWELL, PROPST & DELOACH, LLP Two Ravinia Drive, Suite 1600 Atlanta, GA 30346 (404) 843-1956 <u>hmacdougald@cpdlawyers.com</u>

CERTIFICATE OF COMPLIANCE

I certify under Fed. R. App. P. 5(c)(1) that this filing contains **53** words, excluding those parts exempted under Fed. R. App. P. 32(f).

I further that certify this filing complies with type-volume limitations under Fed. R. App. P. 32(g) as it is written in proportionallyspaced, 14-point Century Schoolbook font using Microsoft Office Word.

<u>/s Harry W. MacDougald</u> Harry W. MacDougald CALDWELL, PROPST & DELOACH, LLP Two Ravinia Drive, Suite 1600 Atlanta, GA 30346 (404) 843-1956 <u>hmacdougald@cpdlawyers.com</u>