UNITED STATES DISTRICT COURT WESTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

DONALD AGEE, JR. et al.,

Case No. 1:22-CV-00272-PLM-RMK-JTN

Plaintiffs,

٧.

JOCELYN BENSON, et al.,

Defendants.

NOTICE OF APPEAL

Notice is hereby given that Defendants Michigan Independent Citizens Redistricting Commission and its members in their official capacities, who are Juanita Curry, Anthony Eid, Rhonda Lange, Steven Lett, Brittni Kellom, Cynthia Orton, Rebecca Szetela, Janice Vallette, Erin Wagner, Richard Weiss, Elaine Andrade, Donna Callaghan, and Marcus Muldoon, appeal to the Supreme Court of the United States from the Opinion and Order, Doc. 131, entered in this case on December 21, 2023.

This appeal is taken under 28 U.S.C. § 1253.

Dated: January 4, 2024 Respectfully submitted,

/s/ Nathan J. Fink
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¹ Commissioners M.C. Rothhorn, Douglas Clark, and Dustin Witjes, who are listed in the official caption, resigned their positions and were replaced "automatically" by their successors Elaine Andrade, Donna Callaghan, and Marcus Muldoon under Federal Rule of Civil Procedure 25(d).

/s/ Richard B. Raile

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Counsel for Defendants, Michigan Independent Citizens Redistricting Commission, and Juanita Curry, Anthony Eid, Rhonda Lange, Steven Lett, Brittni Kellom, Cynthia Orton, Rebecca Szetela, Janice Vallette, Erin Wagner, Richard Weiss, Elaine Andrade, Donna Callaghan, and Marcus Muldoon, each in their official capacities as Commissioners of the Michigan Independent Citizens Redistricting Commission