

IN THE SUPREME COURT OF MISSOURI

CLARA FAATZ and WILLIAM CALDWELL,

Appellants,

v.

Case No. SC100277

JOHN ASHCROFT, et al.,

Respondents.

UNOPOSED MOTION TO EXPEDITE

Appellants Clara Faatz and William Caldwell move the Court for an Order setting an expedited briefing schedule and setting this matter for oral argument as soon as the Court's schedule permits after January 15, 2024. In support of this motion, Appellants state:

1. Appellants filed this matter, seeking a declaratory judgment that certain state senate districts have been unconstitutionally drawn in the 2022 redistricting process.
2. The Circuit Court held a bench trial on stipulated facts and exhibits on July 12, 2023.
3. The Circuit Court entered Judgment against Appellants and in favor of Respondent on September 12, 2023. This Appeal followed.
4. Filing for candidates for State Senate will open on February 27, 2024, and close on March 26, 2024, pursuant to Section 115.349, RSMo.
5. A final resolution in this matter is in the interest of all parties and will directly affect the boundaries certain state senate districts in the 2024 election cycle.
6. For clarity in the candidate filing process and for the final state senate district map, the legal questions in this case should be finally decided upon well before the candidate filing period opens on February 27, 2024.
7. Appellants filed their Brief on November 30, 2023.

8. Respondent's Brief is due on or before January 2, 2024, pursuant to Rule 84.05.

9. Respondent Secretary of State does "not expect to seek an extension of time to file [their Respondent's Brief]." Attachment A, *Email from Jason Lewis*, Dec. 4, 2023.

10. Appellants will file a Reply Brief on or before January 8, 2024.

11. Appellants respectfully request that the Court enter the following expedited briefing schedule:

**Respondent's Brief Due:** January 2, 2024

**Reply Brief Due:** January 8, 2024

12. Appellants additionally request that the Court set the case for oral argument as soon as its schedule permits after January 15, 2024, such that the case can be adjudicated well before the candidate filing period opens on February 27, 2024.

13. Appellants and Respondents will be able to participate in oral argument as soon as the week of January 15, 2024.

14. Respondent does not oppose this motion.

WHEREFORE, Appellants pray for the Court's order entering the expedited briefing schedule set forth above, setting the case for oral argument as soon as possible after January 15, 2024, and granting such other and further relief as the Court deems just and proper.

Dated: Dec. 8, 2023

Respectfully submitted,

**STINSON LLP**

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing document was forwarded to all attorneys of record via the Court's electronic filing system this 8th day of December 2023.

/s/ Charles W. Hatfield

Attorney for Appellants