

FILED

June 23, 2021

**OFFICE OF
APPELLATE COURTS**

**STATE OF MINNESOTA
IN SUPREME COURT**

**A21-0243
A21-0546**

Peter S. Wattson, Joseph Mansky, Nancy B. Greenwood, Mary E. Kupper, Douglas W. Backstrom and James E. Hougas III, individually and on behalf of all citizens and voting residents of Minnesota similarly situated and League of Women Voters Minnesota (proposed),

Petitioners,

and

Frank Sachs; Dagny Heimisdottir; Michael Arulfo; Tanwi Prigge; Jennifer Guertin; Garrison O'Keith McMurtrey; Mara Lee Glubka; Jeffrey Strand; Danielle Main; and Wayne Grimmer,

Petitioners,

**NOTICE OF MOTION AND
MOTION TO JOIN
ADDITIONAL PARTY AND
AMEND COMPLAINT**

vs.

Steve Simon, Secretary of State of Minnesota; and Kendra Olson, Carver County Elections and Licensing Manager, individually and on behalf of all Minnesota county chief election officers,

Respondents.

TO: Respondent Steve Simon, Secretary of State of Minnesota, through his Attorneys Angela Behrens and Nathan J. Hartshorn, Minnesota Attorney General's Office, 445 Minnesota Street, Suite 1400, St. Paul, MN 55101.

Respondent Kendra Olson, Carver County Elections and Licensing Manager, through her Attorney Jennifer Tichey, Carver County Attorney, 604 E. 4th Street, Chaska, MN 55318.

Intervenors Paul Anderson, Ida Lano, Chuck Brusven, Karen Lane, Joel Hineman, Carol Wegner, and Daniel Schonhardt, through their attorneys Elizabeth M. Brama, Maren M. Forde, and Samuel N. Louwagie, Taft Stettinius & Hollister LLP, 2200 IDS Center, 80 S 8th Street, Minneapolis, MN 55402.

Petitioners Charles N. Nauen, David J. Zoll, Kristen G. Marttila and Rachel A. Kitze Collins, Lockridge, Grindal Nauen P.L.L.P., 100 Washington Avenue South, Suite 2200, Minneapolis, MN 55401.

PLEASE TAKE NOTICE THAT Petitioners Peter S. Wattson, Joseph Mansky, Nancy B. Greenwood, Mary E. Kupper, Douglas W. Backstrom and James E. Hougas III, and the League of Women Voters Minnesota hereby jointly move the Court for an Order to bring the League of Women Voters Minnesota (“League”) into this action as an additional party plaintiff and petitioner in accord with the provisions of Minnesota Rules of Civil Procedure 15.01, 19.01 and 20.01.

Petitioners Peter S. Wattson, Joseph Mansky, Nancy B. Greenwood, Mary E. Kupper, Douglas W. Backstrom and James E. Hougas III and the League jointly move this Court to join the League as a plaintiff and petitioner in this case and amend the Complaint under Rules 19.01, 20.01 and 15.01. Joinder is appropriate under Rule 20.01 as the claims of the League and the claims of Petitioners arise from the same occurrence, and the League’s claims and the main action have common questions of law and fact. Joinder is appropriate under Rule 19.01 because the League claims an interest relating to the subject of the action and is so situated that the disposition of the action in the League’s absence may as a practical matter impair or impede the League’s ability to protect that interest.

Respondents have not and will not be prejudiced by an order allowing joinder of the League and amendment of the Complaint in accordance with the provisions of Rules 15.01, 19.01 and 20.01. This motion is based on the record in this case, as well as the Memorandum of Law, Affidavit of Jody E. Nahlovsky, and Proposed Order served and filed with this Motion.

Petitioners request oral argument on this Motion only if any party serves and files an objection to the Motion.

Respectfully Submitted,

Date: June 23, 2021

JAMES H. GILBERT LAW GROUP, P.L.L.C.

By: /s/ James H. Gilbert

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Women Voters Minnesota