

**The State of New Hampshire
Superior Court**

Hillsborough - North

AMERICAN FEDERATION OF TEACHERS, ET AL.

V.

WILLIAM GARDNER, ET AL.

No. 216-2020-CV-00570

ORDER

On August 11, 2020, the American Federation of Teachers filed a complaint seeking a preliminary and permanent injunction challenging certain aspects of the process for absentee voting. An Amended Complaint was filed on September 1, 2020, in which, among other amendments, Mary Wilke was added as a plaintiff. The Court held a scheduling hearing in the above-captioned matter on September 1. The plaintiffs clarified that they were not seeking to enjoin the challenged provisions relating to absentee voting for purpose of the primary election on September 8, 2020. Rather, the plaintiffs are seeking to enjoin those provisions for the general election on November 3, 2020.

The plaintiffs represented that they intended to file their brief and exhibits in favor of their request for a preliminary injunction immediately following the September 1 hearing. The defendants' objection shall be due on September 14, 2020. The Court will issue a separate order on the status of Donald J. Trump, Inc. and the Republican Party as intervenors. To the extent they are granted intervenor status their brief will also be due on September 14, 2020.

The defendants indicated that they intended to file a motion to stay these proceedings. The motion to stay is due on September 4, 2020. The plaintiffs' response is due on September 9, 2020. Given the relatively tight timeline before the November election, the Court has tentatively scheduled a hearing on the preliminary injunction for September 24, 2020, at 1:30 p.m.

SO ORDERED.

September 2, 2020

Date



Judge N. William Delker

Clerk's Notice of Decision
Document Sent to Parties
on 09/02/2020