

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION**

COMMON CAUSE INDIANA,)
ANDERSON-MADISON COUNTY)
NAACP BRANCH 3058, LEAGUE)
OF WOMEN VOTERS OF)
INDIANA, CASSANDRA RIGGS, and)
JEFFREY J. COTTRELL,)

Plaintiffs,)

v.)

CITY OF ANDERSON COMMON)
COUNCIL, and the MADISON)
COUNTY BOARD OF ELECTIONS,)

Defendants.)

CAUSE NO.
1:23-cv-1022-JRS-TAB

PLAINTIFFS’ MOTION FOR PRELIMINARY INJUNCTION

Plaintiffs Common Cause Indiana, Anderson-Madison County NAACP Branch 3058, League of Women Voters of Indiana, Cassandra Riggs, and Jeffrey J. Cottrell (collectively “Plaintiffs”), by and through their undersigned attorneys, respectfully move this Court for a preliminary injunction for the reasons set out in the accompanying Memorandum in Support of Plaintiffs’ Motion for Preliminary Injunction. Fed. R. Civ. P. 65(a). In support of their motion, Plaintiffs designate the Declaration of Kelsey Kauffman, attached hereto as Exhibit 1.

WHEREFORE, Plaintiffs respectfully request that the Court grant their motion and enter a preliminary injunction pending a final decision on the merits prohibiting Defendant Madison County Board of Elections and other persons acting in concert or active participation from conducting any further elections after the election scheduled on November 7, 2023, in the single-member districts as presently configured from which six (6) members of the City of Anderson Common Council are chosen, until those districts have been reconfigured so they comply with the equal population principles embodied in the Equal Protection Clause of the Fourteenth Amendment to the United States Constitution.

Respectfully submitted,

/s/ William R. Groth

William R. Groth, Of Counsel

Daniel Bowman

Bowman & Vlink, LLC

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certified that the foregoing has been filed via the electronic filing system on September 20, 2023. Notice of filing will be performed by the Court's electronic filing system, and Parties may access the document through the electronic filing system.

/s/ William R. Groth

William R. Groth