UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF FLORIDA TALLAHASSEE DIVISION

AUGUST DEKKER, et al.,

Plaintiffs,

v.

Case No. 4:22-CV-00325-RH-MAF

JASON WEIDA, et al.,

Defendants.

UNOPPOSED MOTION FOR LEAVE TO SUBSTITUTE CORRECTED AMICUS CURIAE BRIEF BY ALABAMA, ARKANSAS, GEORGIA, INDIANA, IOWA, KENTUCKY, LOUISIANA, MISSISSIPPI, MISSOURI, MONTANA, NEBRASKA, NORTH DAKOTA, SOUTH CAROLINA, TENNESSEE, TEXAS, UTAH, AND VIRGINIA

The States of Alabama, Arkansas, Georgia, Indiana, Iowa, Kentucky, Louisiana, Mississippi, Missouri, Montana, Nebraska, North Dakota, South Carolina, Tennessee, Texas, Utah, and Virginia respectfully move for leave to substitute the attached corrected amicus curiae brief in place of the brief they filed on April 7, 2023. *See* Doc. 122-1.

- 1. On April 7, 2023, the amici States timely sought leave to file an amicus brief and submitted the proposed brief with the motion. Doc. 122. The Court granted the motion on April 12 and deemed the brief properly filed. Doc. 150.
- 2. Amici States now seek leave to substitute the attached corrected amicus brief. There was a mistake in the listing of "Additional Counsel" in the original brief,

which has now been corrected. The only changes to the brief occur on the title page (adding the word "Corrected), p. 21 (updating the date), and p. 22 (correcting the listing of Additional Counsel). No other alterations have been made.

3. The parties consent to this motion, and no party will be prejudiced by substituting the corrected filing because no substantive changes have been made.

For these reasons, the amici States respectfully request that this Court grant them leave to substitute their proposed corrected amicus curiae brief (attached) for the brief they previously filed (Doc. 122-1).

Dated: April 19, 2023

Erik M. Figlio (Fla. Bar No. 745251) AUSLEY MCMULLEN 123 S. Calhoun St. (32301) P.O. Box 391 Tallahassee, FL 32302 (850) 224-9115 rfiglio@ausley.com

Counsel for State Amici

csullivan@ausley.com

Respectfully submitted,

STEVE MARSHALL
Attorney General of Alabama

s/ A. Barrett BowdreA. Barrett Bowdre (AL Bar 2087-K29V)Principal Deputy Solicitor General

STATE OF ALABAMA
OFFICE OF THE ATTORNEY GENERAL
501 Washington Ave.
Montgomery, AL 36130
Telephone: (334) 242-7300
Barrett.Bowdre@AlabamaAG.gov

Counsel for Amicus Curiae State of Alabama

Additional counsel listed on next page

ADDITIONAL COUNSEL

TIM GRIFFIN AUSTIN KNUDSEN
Attorney General
State of Arkansas State of Montana

CHRIS CARR MICHAEL T. HILGERS
Attorney General
State of Georgia State of Nebraska

THEODORE E. ROKITA

Attorney General

State of Indiana

DREW H. WRIGLEY

Attorney General

State of North Dakota

Brenna Bird Alan Wilson
Attorney General
State of Iowa State of South Carolina

DANIEL CAMERON

Attorney General

State of Kentucky

JONATHAN SKRMETTI

Attorney General and Reporter

State of Tennessee

JEFF LANDRY
Attorney General
State of Louisiana
KEN PAXTON
Attorney General
State of Texas

LYNN FITCH SEAN REYES
Attorney General
State of Mississippi State of Utah

ANDREW BAILEY
Attorney General
State of Missouri

JASON S. MIYARES
Attorney General
State of Virginia

CERTIFICATE OF WORD COUNT

According to Microsoft Word, the word processing system used to prepare this motion, there are a total of 214 words in the Motion.

s/ A. Barrett Bowdre
A. Barrett Bowdre

CERTIFICATE OF SATISFACTION OF ATTORNEY-CONFERENCE REQUIREMENT

Pursuant to Local Rule 7.1(B), counsel conferred with counsel for the parties.

The parties do not oppose this motion.

s/ A. Barrett Bowdre

A. Barrett Bowdre