

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

*v.*

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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Case No. 2021-1210

**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R. 14.03(A)  
and Section 9 of Article XI of the Ohio  
Constitution to challenge a plan of  
apportionment promulgated pursuant to  
Article XI.

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**RELATORS' MOTION TO COMPEL EXPEDITED DISCOVERY**

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*Counsel for Respondents Senate  
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Speaker Robert Cupp*

## **RELATORS' MOTION TO COMPEL EXPEDITED DISCOVERY**

Relators The Ohio Organizing Collaborative *et al.* respectfully move for an order compelling expedited discovery in this case. In particular, relators hereby move this Court to order that:

- (1) Respondent the Ohio Redistricting Commission provide responses and produce documents responsive to relators' requests for production and provide answers to interrogatories (all of which were served on September 28, 2021) by October 8, 2021;
- (2) Respondents Robert Cupp, Mike DeWine, Keith Faber, Matt Huffman, and Frank LaRose provide answers to interrogatories (which were served on September 28, 2021) by October 8, 2021;
- (3) Respondents Robert Cupp, Mike DeWine, Keith Faber, Matt Huffman, and Frank LaRose sit for depositions between October 11 and October 21.

In support of this motion, and to streamline this motion for the Court, relators respectfully incorporate the reasoning set forth in relators' motion to compel expedited discovery filed in the *League of Women Voters* apportionment case (No. 2021-1193), and attach a short memorandum in support specific to this case below.

October 5, 2021

Respectfully submitted,

By: /s/ Danielle L. Stewart

Brad A. Funari\*

Danielle L. Stewart

Ohio Sup. Ct. Reg. No. 0084086

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*Attorneys for Relators*

*\*Pro Hac Vice Motion Forthcoming*

## MEMORANDUM IN SUPPORT

The relators in this case served discovery requests on respondents that complement discovery requests served in the other two apportionment cases filed contemporaneously with this one, *i.e.*, case nos. 2021-1193 and 2021-1198. In particular, relators served document requests on the Ohio Redistricting Commission but, given that the *League of Women Voters* relators had already served document requests on the individual commissioners, relators here did not serve document requests on the individual commissioners. Relators in this case served nine interrogatories on each of the respondents, which differ from those served in the other apportionment cases. Finally, relators served deposition notices on each of the commissioners. Each of the discovery requests (document requests, interrogatories, deposition notices) are attached as Exhibits 1 to 12 to this motion.

As explained in the motion to compel filed by relators in *League of Women Voters*, fact discovery sought in these cases is relevant to show whether respondents made any attempt to comply with the standards set forth in Section 6 of Article XI of the Ohio Constitution. To streamline this motion for the Court, relators respectfully incorporate that reasoning into this motion. In addition, similar fact discovery (as set forth in relators' discovery requests) is relevant to show whether respondents intended to subject relators to disparate treatment based on their political affiliations and expression, in violation of Article I, Section 2 and Article I, Sections 3 and 11 of the Ohio Constitution. *See* Compl. ¶¶ 71-80. The Court has set a date certain for the submission of *evidence*—October 22, 2021—and yet respondents are taking the position that discovery of evidence has no place in this apportionment case. Their “no discovery” position requires an expedited response from this Court; otherwise, the relevant evidence in respondents’

sole possession, custody, and control will remain obscured from the public and the record in in this case.

Because respondents take the position that this Court's rulings do not permit *any* discovery, they have not served objections or indicated whether they have relevant information in their custody, possession, or control. But a drawn-out process in which respondents serve objections and then seek to negotiate and litigate their objections would only run out the clock and deprive relators of discovery. Accordingly, this Court should order respondents to produce documents and answer interrogatories by October 8, 2021. Alternatively, relators respectfully request a hearing before a master commissioner (the relators' motion for appointment of a master commissioner is pending) at the Court's/master commissioner's earliest convenience to hear from the parties concerning any particularized objections that respondents may wish to raise.

### **CONCLUSION**

For the foregoing reasons and those stated in the motion for expected discovery filed in the *League of Women Voters* apportionment case, relators respectfully request that this Court compel expedited discovery. In particular, relators hereby move this Court to order that:

- (1) Respondent the Ohio Redistricting Commission provide responses and produce documents responsive to relators' requests for production and provide answers to interrogatories (all of which were served on September 28, 2021) by October 8, 2021;
- (2) Respondents Robert Cupp, Mike DeWine, Keith Faber, Matt Huffman, and Frank LaRose provide answers to interrogatories (which were served on September 28, 2021) by October 8, 2021;
- (3) Respondents Robert Cupp, Mike DeWine, Keith Faber, Matt Huffman, and Frank LaRose sit for depositions between October 11 and October 21.

October 5, 2021

Respectfully submitted,

By: /s/ Danielle L. Stewart  
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*Attorneys for Relators*  
*\*Pro Hac Vice Motion Forthcoming*

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**MEET AND CONFER CERTIFICATION PURSUANT TO OHIO R. CIV. P. 37**

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Pursuant to Ohio Rule of Civil Procedure 37(a)(1), counsel for relators The Ohio Organizing Collaborative *et al.* hereby certify that relators have, in good faith, conferred with respondents regarding discovery in this matter, including respondents' general objection to all discovery in this matter, a schedule for discovery, and relators' discovery requests, including written interrogatories, requests for the production of documents, and depositions of fact witnesses.

On September 28, 2021, relators served the Ohio Redistricting Commission with a request for the production of documents and served written interrogatories on each individual respondent. The parties met and conferred by videoconference on October 1, 2021. At that time, and in subsequent email communications, counsel for other relators in the contemporaneously-

filed apportionment cases (Nos. 2021-1193 and 2021-1198) made respondents aware of the relators' intent to take the depositions of respondents. To date, respondents have not produced documents, answered relators' interrogatories, or assented to depositions. Instead, respondents assert that discovery is not authorized in this case.

Counsel certifies that notwithstanding the parties' efforts, the parties are unable to resolve this dispute regarding the availability of discovery and relators' discovery requests.

Dated: October 5, 2021

/s/ Danielle L. Stewart

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# Exhibit 1

Relators' First Request For The Production Of  
Documents To Respondent Ohio Redistricting  
Commission, served September 28, 2021

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
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**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**RELATORS' FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS  
TO RESPONDENT OHIO REDISTRICTING COMMISSION**

Pursuant to Rule 26 and 34 of the Ohio Rules of Civil Procedure, The Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant ("Relators"), by and through their undersigned counsel, hereby request that the Ohio Redistricting Commission ("Respondent"), produce the documents requested below by October 8, 2021 or within a shorter or longer time as the court may allow by providing copies of the documents to the undersigned counsel by electronic transmission or at a location to be otherwise agreed by the parties.

## **DEFINITIONS**

1. Notwithstanding any definition set forth below, each word, term, or phrase used in this first request for the production of documents (the “Requests”) is intended to have the broadest meaning permitted under the Ohio Rules of Civil Procedure.
2. Words or terms not specifically defined herein have the meaning commonly understood, and no definition or example is intended as exclusive.
3. Words or terms used herein, and all Definitions and Instructions pertinent thereto, have the same intent and meaning regardless of whether the words or terms are depicted in lowercase or uppercase letters.
4. The term “Communication” means transmission of information, including any correspondence, contact, discussion, electronic or non-electronic mail or message, or written, electronic, or oral exchange between any two or more persons.
5. The terms “relating to” mean referring to, related to, regarding, consisting of, pertaining to, reflecting, evidencing, describing, constituting, or being in any way logically or factually connected with the matter discussed, including any connection, direct or indirect, whatsoever with the requested topic, without limitation, unless otherwise specified in the numbered Request.
6. The term “Document” means anything that contains information in any form and that is in your possession, custody, or control, including but not limited to e-mails, text messages, papers (whether handwritten, printed, or typed), memoranda, letters and other correspondence, notes, agendas, notebook entries, bulletins, graphs, charts, maps, drawings, surveys, data, summaries, telegrams, calendar entries, diaries, spreadsheets, graphics and presentation documents, photographs, images, text files, transaction logs, reports of any kind, minutes of meetings, estimates, receipts, invoices, checks, bids, proposals, licenses, reports to or

communications with government entities, financial statements, ledger entries, microfilm, microfiche, computer printouts, computer files, cards, tape recordings, disks, flash drives, and other sources of electronically or magnetically maintained information, regardless of who prepared or created the document. A draft or non-identical copy is a separate document within the meaning of this term. The term “Document” refers to any document now or at any time in Respondent’s possession, custody or control. A person is deemed in control of a document if the person has any ownership, possession, or custody of the document, or the right to secure the document or a copy thereof from any person or public or private entity having physical possession thereof.

7. The term “Person” includes an individual, general or limited partnership, joint stock company, unincorporated association or society, municipal or other corporation, incorporated association, limited liability partnership or company, political committee, the State of Ohio or an agency, legislative body or committee, or subdivision thereof, the Ohio Redistricting Commission, a court, and any governmental entity or official in or outside the State of Ohio.

8. The terms “You” and “Your” mean the Ohio Redistricting Commission (the “Commission”), its co-chairs, members, and any employees, staff, officers, agents, or representatives of the Commission.

9. The following rules of construction apply to all Requests:

- a. The terms “all” and “any” shall each be construed as encompassing any and all;
- b. All uses of the word “each” include “every” (and *vice versa*);

- c. The connective terms “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the Interrogatories all responses that might otherwise be construed to be outside of its scope;
- d. Use of the singular form of any word includes the plural (and *vice versa*);
- e. The term “including” shall be construed without limitation;
- f. The use of a verb in any tense encompasses the use of the verb in all tenses;
- g. References to employees, staff, members, officers, directors, agents, or representatives includes both current and former employees, staff, members, officers, directors, agents, or representatives; and
- h. References to any entity includes all of that entity’s employees, staff, members, officers, directors, agents, or representatives.

## **INSTRUCTIONS**

1. Each Request shall be construed according to its most inclusive meaning so that if information or a document is responsive to any reasonable interpretation of the Request, the information or document is responsive.
2. If You object to any part of a Request and refuse to answer that part, identify that portion to which You object and respond to the remaining portion of the Request.
3. If You object to the scope or time period of a Request and refuse to respond for that scope or time period, please state Your objection and respond to the Request for the scope or time period You believe is appropriate.
4. If You object to any Request as vague or unclear, assume a reasonable meaning, state what the assumed meaning is, and respond to the Request according to the assumed meaning.

5. If You object to any Request as overbroad, provide a response that narrows the Request in a way that eliminates the purported overbreadth, state the extent to which Your response has narrowed the Request, and respond to the narrowed Request.

6. If You withhold any Document on the claim of privilege, state the specific factual and legal basis for doing so. Such information should be supplied in sufficient detail to permit the Relators to assess the applicability of the privilege claimed. If You claim privilege or protection over part of a Document, redact that portion which is privileged or protected and produce the remainder of the Document to the fullest extent possible.

7. These Requests are continuing in nature, and Your responses to these requests must be promptly supplanted when appropriate or necessary in accordance with Ohio Rule of Civil Procedure 26(E).

8. If You are unable to respond to any of the Requests fully and completely, after exercising due diligence to obtain the information necessary to provide a full and complete response, so state, and answer each such Request to the fullest extent possible, specifying the extent of Your knowledge and Your inability to answer the remainder, and setting forth whatever information or knowledge You may have concerning the unanswered portions thereof and efforts You made to obtain the requested information. If You have no information responsive to a Request, then You shall so state.

9. All documents are to be produced in electronic form unless otherwise agreed. Documents produced electronically should be produced in native format with all metadata intact. For any election or voter data file, please produce in CSV format if available. If this is not available, please produce in PDF format. For other documents, to the extent documents can be accurately represented in black and white, they should be produced in single-page Tagged Image

File Format (“TIFF”), together with any related field-delimited load files (e.g., Concordance DAT, CSV, OPT, LOG). Each TIFF document shall be produced with an image load file in standard Opticon (\*.log) format that reflects the parent / child relationship and also includes the beginning Bates number; ending Bates number; beginning Attachment Bates number; ending Attaching Bates number; custodian; date sent (for email messages); date modified (for email and non-email messages) where information is available; author (for email and non-email messages); and subject (for email messages). The TIFF images shall also be accompanied by extracted text or, for those files that do not have extracted text upon being processed (such as hard copy documents), optical character recognition (“OCR”) text data; such extracted text or OCR text data shall be provided in document level form and named after the TIFF image. Documents that contain redactions shall be OCR’d after the redaction is applied to the image, and the OCR will be produced in place of extracted text at the document level. Notwithstanding the foregoing, the parties may negotiate a separate production format (including native format) for any documents not reasonably producible or readable as standard image files, such as audio files or large spreadsheets.

10. For documents produced in TIFF format that originated in electronic form, metadata shall be included with the data load files described above and shall include (at a minimum) the following information: file name (including extension); original file path; page count; creation date and time; last saved date and time; last modified date and time; author; custodian of the document (that is, the custodian from whom the document was collected or, if collected from a shared drive or server, the name of the shared drive or server); and MD5 hash value. In addition, for email documents, the data load files shall also include the following metadata: sent date; sent time; received date; received time; “to” name(s) and address(es);



“from” name and address; “cc” name(s) and address(es); “bcc” name(s) and address(es); subject; names of attachment(s); and attachment(s) count. All images and load files must be named or put in folders in such a manner that all records can be imported without modification of any path or file name information.

11. If a responsive Communication, Document, or tangible thing has been prepared in copies that are not identical, or if additional copies have been made that are no longer identical, or if original identical copies are no longer identical by reason of subsequent notations on the front or back of pages thereto, each non-identical copy is a separate Communication, Document, or tangible thing and shall be produced.

12. Produce any password-protected documents with any applicable passwords.

## **DOCUMENT REQUESTS**

### **DOCUMENT REQUEST NO. 1**

All Documents relating to meetings and any other official business of the Ohio Redistricting Commission, including, without limitation, testimony, data sets, maps, and plans submitted to, created by, or otherwise considered by You, any other member of the Ohio Redistricting Commission or their staff, or the Ohio Redistricting Commission or its staff; notes, minutes, agendas, or presentations from Ohio Redistricting Commission hearings and meetings; and any related Communications, including but not limited to those between any Ohio Redistricting Commission member and any representative participating in Ohio Redistricting Commission meetings on behalf of a member.

### **DOCUMENT REQUEST NO. 2**

All Communications regarding redistricting in Ohio, including but not limited to Communications between and/or among Your employees, staff, officers, agents, or representatives.

### **DOCUMENT REQUEST NO. 3**

All Documents relating to information that was used, or could have been used, to draw state legislative or Congressional district maps for Ohio, including, without limitation: shapefiles; all files or data sets used in Maptitude or other mapping software; and files pertaining to precinct names, precinct lines, partisan indexes, population shifts, voter registration, voter affiliation, or changing census block lines (also known as voting district (VTD)) for the 2018 election, 2020 election, and current redistricting cycle.

### **DOCUMENT REQUEST NO. 4**

All Documents that You considered, used, could have used, or otherwise relied on to create the General Assembly district maps for Ohio that were adopted by the Commission on September 16, 2021.

### **DOCUMENT REQUEST NO. 5**

All Documents relating to the creation of the General Assembly district maps for Ohio that were adopted by the Commission on September 16, 2021.

### **DOCUMENT REQUEST NO. 6**

All Documents relating to consultants, firms, vendors, or other third parties consulted, involved in, or communicated with by You, any other member of the Ohio Redistricting Commission or their staff, or the Ohio Redistricting Commission or its staff, relating to the General Assembly district maps for Ohio.

#### **DOCUMENT REQUEST NO. 7**

All Communications with the Ohio Legislative Service Commission or any of its staff or directors relating to drawing the General Assembly district maps for Ohio.

#### **DOCUMENT REQUEST NO. 8**

All Communications relating to drawing the General Assembly district maps for Ohio that were considered or adopted by the Commission, with (1) any current or former member of Ohio's General Assembly, (2) any political action committees affiliated with any current or former member of Ohio's General Assembly, and (3) any current or former staff of any current or former member of Ohio's General Assembly,

#### **DOCUMENT REQUEST NO. 9**

All Communications relating to drawing the General Assembly district maps for Ohio that were considered or adopted by the Commission with (1) any current or former U.S Representative or U.S. Senator elected from Ohio, (2) any political action committees affiliated with any current or former U.S. Representative or U.S. Senator elected from Ohio, and (3) any current or former staff of any current or former U.S. Representative or U.S. Senator elected from Ohio.

#### **DOCUMENT REQUEST NO. 10**

All Communications relating to drawing the General Assembly district maps for Ohio that were considered or adopted by the Commission with the Republican National Committee, Ohio Republican Party, National Republican Redistricting Trust, or the National Republican Congressional Committee.

#### **DOCUMENT REQUEST NO. 11**

All Communications relating to drawing the General Assembly district maps for Ohio that were considered or adopted by the Commission with the Democratic National Committee, Ohio Democratic Party, National Democratic Campaign Committee, or the Democratic Congressional Campaign Committee.

#### **DOCUMENT REQUEST NO. 12**

All Documents cited in, discussed in, or relating to any of Your responses to any Interrogatory served on You by any party in this action.

#### **DOCUMENT REQUEST NO. 13**

All Documents relating to analysis conducted by You, any other member of the Ohio Redistricting Commission or their staff, or the Ohio Redistricting Commission or its staff regarding whether any plan considered or drafted by the Commission complied with the Ohio Constitution.

Dated: September 28, 2021

By: /s/ Danielle L. Stewart  
Danielle L. Stewart  
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*Attorneys for Relators*

**CERTIFICATE OF SERVICE**

I, Danielle L. Stewart, hereby certify that on September 28, 2021, I caused a true and correct copy of the foregoing RELATORS' FIRST REQUEST FOR THE PRODUCTION OF DOCUMENTS TO RESPONDENT OHIO REDISTRICTING COMMISSION to be served by email upon the following:

Erik J. Clark (0078732)  
Ashley Merino (0096853)  
**ORGAN LAW LLP**  
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*Special Counsel to Attorney General Dave Yost*  
*Counsel for Respondent The Ohio Redistricting Commission*

Dated: September 28, 2020

By: /s/ Danielle L. Stewart

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# Exhibit 2

Relators' First Set Of Interrogatories To Auditor  
Keith Faber, served September 28, 2021

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

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**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**RELATORS' FIRST SET OF INTERROGATORIES  
TO AUDITOR KEITH FABER**

Pursuant to Rule 26 and 33 of the Ohio Rules of Civil Procedure, The Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant ("Relators"), by and through their undersigned counsel, hereby request that Auditor Keith Faber, serve answers to each of the interrogatories below by October 8, 2021 or within a shorter or longer time as the court may allow.

**DEFINITIONS**

1. Notwithstanding any definition set forth below, each word, term, or phrase used in these Interrogatories is intended to have the broadest meaning permitted under the Ohio Rules of Civil Procedure.

2. Words or terms not specifically defined herein have the meaning commonly understood, and no definition is intended as exclusive.

3. Words or terms used herein, and all Definitions and Instructions pertinent thereto, have the same intent and meaning regardless of whether the word(s) or term(s) are depicted in lowercase or uppercase letters.

4. The term “relating to” means referring to, related to, relating to, regarding, consisting of, pertaining to, reflecting, evidencing, describing, constituting, or being in any way logically or factually connected with the matter discussed, including any connection, direct or indirect, whatsoever with the requested topic, without limitation, unless otherwise specified in the Interrogatory.

5. The term “Describe” means to set forth fully and unambiguously every fact that relates to the answer called for by the Interrogatory of which you have knowledge and to identify each individual or entity with knowledge or information that relates to your answer, and when used in reference to a factual or legal contention, to describe the full factual and legal basis for the contention, and to identify any and all persons that you believe have knowledge about each such fact or document.

6. The term “Identify” (a) when used in reference to a natural person, means that person’s full name, last known address, home and business telephone numbers, present occupation or business affiliation, and present or last known place of employment, and job title or role; (b) when used in reference to a person other than a natural person, means that person’s full name, a description of the nature of the person, and the person’s last known address, telephone number, and principal place of business; and (c) when used in reference to a document, requires you either (1) to state (i) the date of the document; (ii) title; (iii) author(s), addressee(s), and recipient(s); (iv) present location and custodian of the document; (v) Bates numbers (if any); (vi) type of document (*e.g.*, letter, memorandum, or chart); and (vii) general



subject matter, (2) or to attach an accurate copy of the document to your answer, appropriately labeled to correspond to the respective Interrogatory.

7. The terms “You” and “Your” mean Auditor Keith Faber.
8. The term “Proposed Plan” means the proposed general assembly district plan that the Commission introduced pursuant to Article XI, Section 8(A)(1) of the Ohio Constitution.
9. The term “Enacted Plan” means the general assembly district plan adopted by the Ohio Redistricting Commission on or about September 16, 2021.
10. The following rules of construction apply to all Interrogatories:
  - a. The terms “all” and “any” shall each be construed as encompassing any and all;
  - b. All uses of the word “each” include “every” (and *vice versa*);
  - c. The connective terms “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the Interrogatories all responses that might otherwise be construed to be outside of its scope;
  - d. Use of the singular form of any word includes the plural (and *vice versa*);
  - e. The term “including” shall be construed without limitation;
  - f. The use of a verb in any tense encompasses the use of the verb in all tenses;
  - g. References to employees, staff, members, officers, directors, agents, or representatives include both current and former employees, staff, members, officers, directors, agents, or representatives; and
  - h. References to any entity include all of that entity’s employees, staff, members, officers, directors, agents, or representatives.

## **INSTRUCTIONS**

1. Each Interrogatory shall be construed according to its most inclusive meaning so that if information or a document is responsive to any reasonable interpretation of the Interrogatory, the information or document is responsive.
2. If You object to any part of an Interrogatory and refuse to answer that part, identify that portion to which You object and answer the remaining portion of the Interrogatory.
3. If You object to the scope or time period of an Interrogatory and refuse to answer for that scope or time period, please state Your objection and answer the request for the scope or time period You believe is appropriate.
4. If You object to any Interrogatory as vague or unclear, assume a reasonable meaning, state what the assumed meaning is, and respond to the Interrogatory according to the assumed meaning.
5. If You object to any Interrogatory as overbroad, provide a response that narrows the Interrogatory in a way that eliminates the purported overbreadth, state the extent to which your response has narrowed the Interrogatory, and respond to the narrowed Interrogatory.
6. If You withhold the answer to any part of any Interrogatory on the claim of privilege, state the specific factual and legal basis for doing so and answer any part of the Interrogatory that is not alleged to be objectionable. Such information should be supplied in sufficient detail to permit the Relators to assess the applicability of the privilege claimed.
7. These Interrogatories are continuing in nature, and You shall revise or supplement Your responses whenever you obtain different or additional relevant knowledge, information, or belief, from the time of your initial response through to the end of trial.

8. If You are unable to respond to any of the Interrogatories fully and completely, after exercising due diligence to obtain the information necessary to provide a full and complete response, so state, and answer each such Interrogatory to the fullest extent possible, specifying the extent of Your knowledge and Your inability to answer the remainder, and setting forth whatever information or knowledge You may have concerning the unanswered portions thereof and efforts You made to obtain the requested information. If You have no information responsive to an Interrogatory, then You shall so state.

## **INTERROGATORIES**

### **INTERROGATORY NO. 1**

Identify all persons who drafted or created, or were in any way involved in the drafting or creation of the Proposed Plan and, for each identified person, the date or dates on which he or she drafted it.

### **INTERROGATORY NO. 2**

Identify all persons who submitted maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 3**

Identify all persons who evaluated, reviewed, analyzed, were shown, or commented on the Proposed Plan or on maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 4**

Identify and Describe all instructions provided to individuals who drafted or created, or were in any way involved in the drafting or creation of, the state legislative maps enacted under the Enacted Plan, including but not limited to the map drawers and their staff.

### **INTERROGATORY NO. 5**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 6**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 7**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

**INTERROGATORY NO. 8**

State whether You considered or determined if the Proposed Plan or Enacted Plan would favor or disfavor a political party and, if so, what Your determination was, and Describe Your reasons for making that determination.

**INTERROGATORY NO. 9**

Identify and Describe any and all attempts that You made to comply with Section 6(A) and Section 6(B) of Article XI of the Ohio Constitution.

Dated: September 28, 2021

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
225 Fifth Avenue  
Pittsburgh, PA 15222  
Telephone: 412-288-4583  
dstewart@reedsmith.com

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on September 28, 2021, I caused a true and correct copy of the foregoing RELATORS' FIRST SET OF INTERROGATORIES TO AUDITOR KEITH FABER to be served by email upon the following:

Dave Yost  
Ohio Attorney General  
[Dave.Yost@OhioAGO.gov](mailto:Dave.Yost@OhioAGO.gov)

BRIDGET C. COONTZ (0072919)  
[Bridget.Coontz@OhioAGO.gov](mailto:Bridget.Coontz@OhioAGO.gov)

JULIE M. PFEIFFER (0069762)  
[Julie.Pfeiffer@OhioAGO.gov](mailto:Julie.Pfeiffer@OhioAGO.gov)  
Constitutional Offices Section

*Counsel for Respondents Ohio Governor DeWine, Ohio Secretary of State LaRose, and Ohio Auditor Faber*

Dated: September 28, 2020

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
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Pittsburgh, PA 15222  
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*Attorney for Relators*

# Exhibit 3

Relators' First Set Of Interrogatories To  
Secretary Of State Frank LaRose, served  
September 28, 2021

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**RELATORS' FIRST SET OF INTERROGATORIES  
TO SECRETARY OF STATE FRANK LAROSE**

Pursuant to Rule 26 and 33 of the Ohio Rules of Civil Procedure, The Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant ("Relators"), by and through their undersigned counsel, hereby request that Secretary of State Frank LaRose, serve answers to each of the interrogatories below by October 8, 2021 or within a shorter or longer time as the court may allow.

**DEFINITIONS**

1. Notwithstanding any definition set forth below, each word, term, or phrase used in these Interrogatories is intended to have the broadest meaning permitted under the Ohio Rules of Civil Procedure.

2. Words or terms not specifically defined herein have the meaning commonly understood, and no definition is intended as exclusive.



3. Words or terms used herein, and all Definitions and Instructions pertinent thereto, have the same intent and meaning regardless of whether the word(s) or term(s) are depicted in lowercase or uppercase letters.

4. The term “relating to” means referring to, related to, relating to, regarding, consisting of, pertaining to, reflecting, evidencing, describing, constituting, or being in any way logically or factually connected with the matter discussed, including any connection, direct or indirect, whatsoever with the requested topic, without limitation, unless otherwise specified in the Interrogatory.

5. The term “Describe” means to set forth fully and unambiguously every fact that relates to the answer called for by the Interrogatory of which you have knowledge and to identify each individual or entity with knowledge or information that relates to your answer, and when used in reference to a factual or legal contention, to describe the full factual and legal basis for the contention, and to identify any and all persons that you believe have knowledge about each such fact or document.

6. The term “Identify” (a) when used in reference to a natural person, means that person’s full name, last known address, home and business telephone numbers, present occupation or business affiliation, and present or last known place of employment, and job title or role; (b) when used in reference to a person other than a natural person, means that person’s full name, a description of the nature of the person, and the person’s last known address, telephone number, and principal place of business; and (c) when used in reference to a document, requires you either (1) to state (i) the date of the document; (ii) title; (iii) author(s), addressee(s), and recipient(s); (iv) present location and custodian of the document; (v) Bates numbers (if any); (vi) type of document (*e.g.*, letter, memorandum, or chart); and (vii) general

subject matter, (2) or to attach an accurate copy of the document to your answer, appropriately labeled to correspond to the respective Interrogatory.

7. The terms “You” and “Your” mean Secretary of State Frank LaRose.
8. The term “Proposed Plan” means the proposed general assembly district plan that the Commission introduced pursuant to Article XI, Section 8(A)(1) of the Ohio Constitution.
9. The term “Enacted Plan” means the general assembly district plan adopted by the Ohio Redistricting Commission on or about September 16, 2021.
10. The following rules of construction apply to all Interrogatories:
  - a. The terms “all” and “any” shall each be construed as encompassing any and all;
  - b. All uses of the word “each” include “every” (and *vice versa*);
  - c. The connective terms “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the Interrogatories all responses that might otherwise be construed to be outside of its scope;
  - d. Use of the singular form of any word includes the plural (and *vice versa*);
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  - f. The use of a verb in any tense encompasses the use of the verb in all tenses;
  - g. References to employees, staff, members, officers, directors, agents, or representatives include both current and former employees, staff, members, officers, directors, agents, or representatives; and
  - h. References to any entity include all of that entity’s employees, staff, members, officers, directors, agents, or representatives.

## **INSTRUCTIONS**

1. Each Interrogatory shall be construed according to its most inclusive meaning so that if information or a document is responsive to any reasonable interpretation of the Interrogatory, the information or document is responsive.

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3. If You object to the scope or time period of an Interrogatory and refuse to answer for that scope or time period, please state Your objection and answer the request for the scope or time period You believe is appropriate.

4. If You object to any Interrogatory as vague or unclear, assume a reasonable meaning, state what the assumed meaning is, and respond to the Interrogatory according to the assumed meaning.

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6. If You withhold the answer to any part of any Interrogatory on the claim of privilege, state the specific factual and legal basis for doing so and answer any part of the Interrogatory that is not alleged to be objectionable. Such information should be supplied in sufficient detail to permit the Relators to assess the applicability of the privilege claimed.

7. These Interrogatories are continuing in nature, and You shall revise or supplement Your responses whenever you obtain different or additional relevant knowledge, information, or belief, from the time of your initial response through to the end of trial.

8. If You are unable to respond to any of the Interrogatories fully and completely, after exercising due diligence to obtain the information necessary to provide a full and complete response, so state, and answer each such Interrogatory to the fullest extent possible, specifying the extent of Your knowledge and Your inability to answer the remainder, and setting forth whatever information or knowledge You may have concerning the unanswered portions thereof and efforts You made to obtain the requested information. If You have no information responsive to an Interrogatory, then You shall so state.

## **INTERROGATORIES**

### **INTERROGATORY NO. 1**

Identify all persons who drafted or created, or were in any way involved in the drafting or creation of the Proposed Plan and, for each identified person, the date or dates on which he or she drafted it.

### **INTERROGATORY NO. 2**

Identify all persons who submitted maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 3**

Identify all persons who evaluated, reviewed, analyzed, were shown, or commented on the Proposed Plan or on maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 4**

Identify and Describe all instructions provided to individuals who drafted or created, or were in any way involved in the drafting or creation of, the state legislative maps enacted under the Enacted Plan, including but not limited to the map drawers and their staff.

### **INTERROGATORY NO. 5**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 6**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 7**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

**INTERROGATORY NO. 8**

State whether You considered or determined if the Proposed Plan or Enacted Plan would favor or disfavor a political party and, if so, what Your determination was, and Describe Your reasons for making that determination.

**INTERROGATORY NO. 9**

Identify and Describe any and all attempts that You made to comply with Section 6(A) and Section 6(B) of Article XI of the Ohio Constitution.

Dated: September 28, 2021

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
225 Fifth Avenue  
Pittsburgh, PA 15222  
Telephone: 412-288-4583  
dstewart@reedsmith.com

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on September 28, 2021, I caused a true and correct copy of the foregoing RELATORS' FIRST SET OF INTERROGATORIES TO SECRETARY OF STATE FRANK LAROSE to be served by email upon the following:

Dave Yost  
Ohio Attorney General  
[Dave.Yost@OhioAGO.gov](mailto:Dave.Yost@OhioAGO.gov)

BRIDGET C. COONTZ (0072919)  
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JULIE M. PFEIFFER (0069762)  
[Julie.Pfeiffer@OhioAGO.gov](mailto:Julie.Pfeiffer@OhioAGO.gov)  
Constitutional Offices Section

*Counsel for Respondents Ohio Governor DeWine, Ohio Secretary of State LaRose, and Ohio Auditor Faber*

Dated: September 28, 2020

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
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Fax: 412-288-3063  
[dstewart@reedsmith.com](mailto:dstewart@reedsmith.com)

*Attorney for Relators*

# Exhibit 4

Relators' First Set Of Interrogatories To  
Governor Mike DeWine, served  
September 28, 2021



**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**RELATORS' FIRST SET OF INTERROGATORIES  
TO GOVERNOR MIKE DEWINE**

Pursuant to Rule 26 and 33 of the Ohio Rules of Civil Procedure, The Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant ("Relators"), by and through their undersigned counsel, hereby request that Governor Mike DeWine, serve answers to each of the interrogatories below by October 8, 2021 or within a shorter or longer time as the court may allow.

**DEFINITIONS**

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4. The term “relating to” means referring to, related to, relating to, regarding, consisting of, pertaining to, reflecting, evidencing, describing, constituting, or being in any way logically or factually connected with the matter discussed, including any connection, direct or indirect, whatsoever with the requested topic, without limitation, unless otherwise specified in the Interrogatory.

5. The term “Describe” means to set forth fully and unambiguously every fact that relates to the answer called for by the Interrogatory of which you have knowledge and to identify each individual or entity with knowledge or information that relates to your answer, and when used in reference to a factual or legal contention, to describe the full factual and legal basis for the contention, and to identify any and all persons that you believe have knowledge about each such fact or document.

6. The term “Identify” (a) when used in reference to a natural person, means that person’s full name, last known address, home and business telephone numbers, present occupation or business affiliation, and present or last known place of employment, and job title or role; (b) when used in reference to a person other than a natural person, means that person’s full name, a description of the nature of the person, and the person’s last known address, telephone number, and principal place of business; and (c) when used in reference to a document, requires you either (1) to state (i) the date of the document; (ii) title; (iii) author(s), addressee(s), and recipient(s); (iv) present location and custodian of the document; (v) Bates numbers (if any); (vi) type of document (*e.g.*, letter, memorandum, or chart); and (vii) general

subject matter, (2) or to attach an accurate copy of the document to your answer, appropriately labeled to correspond to the respective Interrogatory.

7. The terms “You” and “Your” mean Governor Mike DeWine.
8. The term “Proposed Plan” means the proposed general assembly district plan that the Commission introduced pursuant to Article XI, Section 8(A)(1) of the Ohio Constitution.
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## **INTERROGATORIES**

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### **INTERROGATORY NO. 5**

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### **INTERROGATORY NO. 6**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 7**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

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State whether You considered or determined if the Proposed Plan or Enacted Plan would favor or disfavor a political party and, if so, what Your determination was, and Describe Your reasons for making that determination.

**INTERROGATORY NO. 9**

Identify and Describe any and all attempts that You made to comply with Section 6(A) and Section 6(B) of Article XI of the Ohio Constitution.

Dated: September 28, 2021

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
225 Fifth Avenue  
Pittsburgh, PA 15222  
Telephone: 412-288-4583  
dstewart@reedsmith.com

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on September 28, 2021, I caused a true and correct copy of the foregoing RELATORS' FIRST SET OF INTERROGATORIES TO GOVERNOR MIKE DEWINE to be served by email upon the following:

Dave Yost  
Ohio Attorney General  
[Dave.Yost@OhioAGO.gov](mailto:Dave.Yost@OhioAGO.gov)

BRIDGET C. COONTZ (0072919)  
[Bridget.Coontz@OhioAGO.gov](mailto:Bridget.Coontz@OhioAGO.gov)

JULIE M. PFEIFFER (0069762)  
[Julie.Pfeiffer@OhioAGO.gov](mailto:Julie.Pfeiffer@OhioAGO.gov)  
Constitutional Offices Section

*Counsel for Respondents Ohio Governor DeWine, Ohio Secretary of State LaRose, and Ohio Auditor Faber*

Dated: September 28, 2020

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
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*Attorney for Relators*



# Exhibit 5

Relators' First Set Of Interrogatories To Senate  
President Matt Huffman, served  
September 28, 2021

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**RELATORS' FIRST SET OF INTERROGATORIES  
TO SENATE PRESIDENT MATT HUFFMAN**

Pursuant to Rule 26 and 33 of the Ohio Rules of Civil Procedure, The Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant ("Relators"), by and through their undersigned counsel, hereby request that Senate President Matt Huffman, serve answers to each of the interrogatories below by October 8, 2021 or within a shorter or longer time as the court may allow.

**DEFINITIONS**

1. Notwithstanding any definition set forth below, each word, term, or phrase used in these Interrogatories is intended to have the broadest meaning permitted under the Ohio Rules of Civil Procedure.

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4. The term “relating to” means referring to, related to, relating to, regarding, consisting of, pertaining to, reflecting, evidencing, describing, constituting, or being in any way logically or factually connected with the matter discussed, including any connection, direct or indirect, whatsoever with the requested topic, without limitation, unless otherwise specified in the Interrogatory.

5. The term “Describe” means to set forth fully and unambiguously every fact that relates to the answer called for by the Interrogatory of which you have knowledge and to identify each individual or entity with knowledge or information that relates to your answer, and when used in reference to a factual or legal contention, to describe the full factual and legal basis for the contention, and to identify any and all persons that you believe have knowledge about each such fact or document.

6. The term “Identify” (a) when used in reference to a natural person, means that person’s full name, last known address, home and business telephone numbers, present occupation or business affiliation, and present or last known place of employment, and job title or role; (b) when used in reference to a person other than a natural person, means that person’s full name, a description of the nature of the person, and the person’s last known address, telephone number, and principal place of business; and (c) when used in reference to a document, requires you either (1) to state (i) the date of the document; (ii) title; (iii) author(s), addressee(s), and recipient(s); (iv) present location and custodian of the document; (v) Bates numbers (if any); (vi) type of document (*e.g.*, letter, memorandum, or chart); and (vii) general

subject matter, (2) or to attach an accurate copy of the document to your answer, appropriately labeled to correspond to the respective Interrogatory.

7. The terms “You” and “Your” mean Senate President Matt Huffman.
8. The term “Proposed Plan” means the proposed general assembly district plan that the Commission introduced pursuant to Article XI, Section 8(A)(1) of the Ohio Constitution.
9. The term “Enacted Plan” means the general assembly district plan adopted by the Ohio Redistricting Commission on or about September 16, 2021.
10. The following rules of construction apply to all Interrogatories:
  - a. The terms “all” and “any” shall each be construed as encompassing any and all;
  - b. All uses of the word “each” include “every” (and *vice versa*);
  - c. The connective terms “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the Interrogatories all responses that might otherwise be construed to be outside of its scope;
  - d. Use of the singular form of any word includes the plural (and *vice versa*);
  - e. The term “including” shall be construed without limitation;
  - f. The use of a verb in any tense encompasses the use of the verb in all tenses;
  - g. References to employees, staff, members, officers, directors, agents, or representatives include both current and former employees, staff, members, officers, directors, agents, or representatives; and
  - h. References to any entity include all of that entity’s employees, staff, members, officers, directors, agents, or representatives.

## **INSTRUCTIONS**

1. Each Interrogatory shall be construed according to its most inclusive meaning so that if information or a document is responsive to any reasonable interpretation of the Interrogatory, the information or document is responsive.

2. If You object to any part of an Interrogatory and refuse to answer that part, identify that portion to which You object and answer the remaining portion of the Interrogatory.

3. If You object to the scope or time period of an Interrogatory and refuse to answer for that scope or time period, please state Your objection and answer the request for the scope or time period You believe is appropriate.

4. If You object to any Interrogatory as vague or unclear, assume a reasonable meaning, state what the assumed meaning is, and respond to the Interrogatory according to the assumed meaning.

5. If You object to any Interrogatory as overbroad, provide a response that narrows the Interrogatory in a way that eliminates the purported overbreadth, state the extent to which your response has narrowed the Interrogatory, and respond to the narrowed Interrogatory.

6. If You withhold the answer to any part of any Interrogatory on the claim of privilege, state the specific factual and legal basis for doing so and answer any part of the Interrogatory that is not alleged to be objectionable. Such information should be supplied in sufficient detail to permit the Relators to assess the applicability of the privilege claimed.

7. These Interrogatories are continuing in nature, and You shall revise or supplement Your responses whenever you obtain different or additional relevant knowledge, information, or belief, from the time of your initial response through to the end of trial.

8. If You are unable to respond to any of the Interrogatories fully and completely, after exercising due diligence to obtain the information necessary to provide a full and complete response, so state, and answer each such Interrogatory to the fullest extent possible, specifying the extent of Your knowledge and Your inability to answer the remainder, and setting forth whatever information or knowledge You may have concerning the unanswered portions thereof and efforts You made to obtain the requested information. If You have no information responsive to an Interrogatory, then You shall so state.

## **INTERROGATORIES**

### **INTERROGATORY NO. 1**

Identify all persons who drafted or created, or were in any way involved in the drafting or creation of the Proposed Plan and, for each identified person, the date or dates on which he or she drafted it.

### **INTERROGATORY NO. 2**

Identify all persons who submitted maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 3**

Identify all persons who evaluated, reviewed, analyzed, were shown, or commented on the Proposed Plan or on maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 4**

Identify and Describe all instructions provided to individuals who drafted or created, or were in any way involved in the drafting or creation of, the state legislative maps enacted under the Enacted Plan, including but not limited to the map drawers and their staff.

### **INTERROGATORY NO. 5**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 6**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 7**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

**INTERROGATORY NO. 8**

State whether You considered or determined if the Proposed Plan or Enacted Plan would favor or disfavor a political party and, if so, what Your determination was, and Describe Your reasons for making that determination.

**INTERROGATORY NO. 9**

Identify and Describe any and all attempts that You made to comply with Section 6(A) and Section 6(B) of Article XI of the Ohio Constitution.

Dated: September 28, 2021

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
225 Fifth Avenue  
Pittsburgh, PA 15222  
Telephone: 412-288-4583  
dstewart@reedsmith.com



## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on September 28, 2021, I caused a true and correct copy of the foregoing RELATORS' FIRST SET OF INTERROGATORIES TO SENATE PRESIDENT MATT HUFFMAN to be served by email upon the following:

W. Stuart Dornette (0002955)  
[dornette@taftlaw.com](mailto:dornette@taftlaw.com)  
Beth A. Bryan (0082076)  
[bryan@taftlaw.com](mailto:bryan@taftlaw.com)  
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**NELSON MULLINS RILEY & SCARBOROUGH LLP**

*Counsel for Respondents Huffman and Cupp*  
*\*motions for pro hac vice forthcoming*

Dated: September 28, 2020

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
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*Attorney for Relators*

# Exhibit 6

Relators' First Set Of Interrogatories To  
Speaker Of The House Robert R. Cupp, served  
September 28, 2021

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**RELATORS' FIRST SET OF INTERROGATORIES  
TO SPEAKER OF THE HOUSE ROBERT R. CUPP**

Pursuant to Rule 26 and 33 of the Ohio Rules of Civil Procedure, The Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant ("Relators"), by and through their undersigned counsel, hereby request that Speaker of the House Robert R. Cupp, serve answers to each of the interrogatories below by October 8, 2021 or within a shorter or longer time as the court may allow.

**DEFINITIONS**

1. Notwithstanding any definition set forth below, each word, term, or phrase used in these Interrogatories is intended to have the broadest meaning permitted under the Ohio Rules of Civil Procedure.

2. Words or terms not specifically defined herein have the meaning commonly understood, and no definition is intended as exclusive.

3. Words or terms used herein, and all Definitions and Instructions pertinent thereto, have the same intent and meaning regardless of whether the word(s) or term(s) are depicted in lowercase or uppercase letters.

4. The term “relating to” means referring to, related to, relating to, regarding, consisting of, pertaining to, reflecting, evidencing, describing, constituting, or being in any way logically or factually connected with the matter discussed, including any connection, direct or indirect, whatsoever with the requested topic, without limitation, unless otherwise specified in the Interrogatory.

5. The term “Describe” means to set forth fully and unambiguously every fact that relates to the answer called for by the Interrogatory of which you have knowledge and to identify each individual or entity with knowledge or information that relates to your answer, and when used in reference to a factual or legal contention, to describe the full factual and legal basis for the contention, and to identify any and all persons that you believe have knowledge about each such fact or document.

6. The term “Identify” (a) when used in reference to a natural person, means that person’s full name, last known address, home and business telephone numbers, present occupation or business affiliation, and present or last known place of employment, and job title or role; (b) when used in reference to a person other than a natural person, means that person’s full name, a description of the nature of the person, and the person’s last known address, telephone number, and principal place of business; and (c) when used in reference to a document, requires you either (1) to state (i) the date of the document; (ii) title; (iii) author(s), addressee(s), and recipient(s); (iv) present location and custodian of the document; (v) Bates numbers (if any); (vi) type of document (*e.g.*, letter, memorandum, or chart); and (vii) general

subject matter, (2) or to attach an accurate copy of the document to your answer, appropriately labeled to correspond to the respective Interrogatory.

7. The terms “You” and “Your” mean Speaker of the House Robert R. Cupp.
8. The term “Proposed Plan” means the proposed general assembly district plan that the Commission introduced pursuant to Article XI, Section 8(A)(1) of the Ohio Constitution.
9. The term “Enacted Plan” means the general assembly district plan adopted by the Ohio Redistricting Commission on or about September 16, 2021.
10. The following rules of construction apply to all Interrogatories:
  - a. The terms “all” and “any” shall each be construed as encompassing any and all;
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  - c. The connective terms “and” and “or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of the Interrogatories all responses that might otherwise be construed to be outside of its scope;
  - d. Use of the singular form of any word includes the plural (and *vice versa*);
  - e. The term “including” shall be construed without limitation;
  - f. The use of a verb in any tense encompasses the use of the verb in all tenses;
  - g. References to employees, staff, members, officers, directors, agents, or representatives include both current and former employees, staff, members, officers, directors, agents, or representatives; and
  - h. References to any entity include all of that entity’s employees, staff, members, officers, directors, agents, or representatives.

## **INSTRUCTIONS**

1. Each Interrogatory shall be construed according to its most inclusive meaning so that if information or a document is responsive to any reasonable interpretation of the Interrogatory, the information or document is responsive.

2. If You object to any part of an Interrogatory and refuse to answer that part, identify that portion to which You object and answer the remaining portion of the Interrogatory.

3. If You object to the scope or time period of an Interrogatory and refuse to answer for that scope or time period, please state Your objection and answer the request for the scope or time period You believe is appropriate.

4. If You object to any Interrogatory as vague or unclear, assume a reasonable meaning, state what the assumed meaning is, and respond to the Interrogatory according to the assumed meaning.

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6. If You withhold the answer to any part of any Interrogatory on the claim of privilege, state the specific factual and legal basis for doing so and answer any part of the Interrogatory that is not alleged to be objectionable. Such information should be supplied in sufficient detail to permit the Relators to assess the applicability of the privilege claimed.

7. These Interrogatories are continuing in nature, and You shall revise or supplement Your responses whenever you obtain different or additional relevant knowledge, information, or belief, from the time of your initial response through to the end of trial.

8. If You are unable to respond to any of the Interrogatories fully and completely, after exercising due diligence to obtain the information necessary to provide a full and complete response, so state, and answer each such Interrogatory to the fullest extent possible, specifying the extent of Your knowledge and Your inability to answer the remainder, and setting forth whatever information or knowledge You may have concerning the unanswered portions thereof and efforts You made to obtain the requested information. If You have no information responsive to an Interrogatory, then You shall so state.

## **INTERROGATORIES**

### **INTERROGATORY NO. 1**

Identify all persons who drafted or created, or were in any way involved in the drafting or creation of the Proposed Plan and, for each identified person, the date or dates on which he or she drafted it.

### **INTERROGATORY NO. 2**

Identify all persons who submitted maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 3**

Identify all persons who evaluated, reviewed, analyzed, were shown, or commented on the Proposed Plan or on maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 4**

Identify and Describe all instructions provided to individuals who drafted or created, or were in any way involved in the drafting or creation of, the state legislative maps enacted under the Enacted Plan, including but not limited to the map drawers and their staff.

### **INTERROGATORY NO. 5**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 6**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 7**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.



**INTERROGATORY NO. 8**

State whether You considered or determined if the Proposed Plan or Enacted Plan would favor or disfavor a political party and, if so, what Your determination was, and Describe Your reasons for making that determination.

**INTERROGATORY NO. 9**

Identify and Describe any and all attempts that You made to comply with Section 6(A) and Section 6(B) of Article XI of the Ohio Constitution.

Dated: September 28, 2021

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
225 Fifth Avenue  
Pittsburgh, PA 15222  
Telephone: 412-288-4583  
dstewart@reedsmith.com

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on September 28, 2021, I caused a true and correct copy of the foregoing RELATORS' FIRST SET OF INTERROGATORIES TO SPEAKER OF THE HOUSE ROBERT R. CUPP to be served by email upon the following:

W. Stuart Dornette (0002955)  
[dornette@taftlaw.com](mailto:dornette@taftlaw.com)  
Beth A. Bryan (0082076)  
[bryan@taftlaw.com](mailto:bryan@taftlaw.com)  
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John E. Branch, III\*  
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Alyssa M. Riggins (PHV 25441-2021)\*  
[alyssa.riggins@nelsonmullins.com](mailto:alyssa.riggins@nelsonmullins.com)  
**NELSON MULLINS RILEY & SCARBOROUGH LLP**

*Counsel for Respondents Huffman and Cupp*  
*\*motions for pro hac vice forthcoming*

Dated: September 28, 2020

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
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Pittsburgh, PA 15222  
Telephone: 412-288-4583  
Fax: 412-288-3063  
[dstewart@reedsmith.com](mailto:dstewart@reedsmith.com)

*Attorney for Relators*

# Exhibit 7

Relators' First Set Of Interrogatories To The  
Ohio Redistricting Commission, served  
September 28, 2021

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**RELATORS' FIRST SET OF INTERROGATORIES  
TO THE OHIO REDISTRICTING COMMISSION**

Pursuant to Rule 26 and 33 of the Ohio Rules of Civil Procedure, The Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant ("Relators"), by and through their undersigned counsel, hereby request that the Ohio Redistricting Commission (the "Commission"), serve answers to each of the interrogatories below by October 8, 2021 or within a shorter or longer time as the court may allow.

**DEFINITIONS**

1. Notwithstanding any definition set forth below, each word, term, or phrase used in these Interrogatories is intended to have the broadest meaning permitted under the Ohio Rules of Civil Procedure.

2. Words or terms not specifically defined herein have the meaning commonly understood, and no definition is intended as exclusive.

3. Words or terms used herein, and all Definitions and Instructions pertinent thereto, have the same intent and meaning regardless of whether the word(s) or term(s) are depicted in lowercase or uppercase letters.

4. The term “relating to” means referring to, related to, relating to, regarding, consisting of, pertaining to, reflecting, evidencing, describing, constituting, or being in any way logically or factually connected with the matter discussed, including any connection, direct or indirect, whatsoever with the requested topic, without limitation, unless otherwise specified in the Interrogatory.

5. The term “Describe” means to set forth fully and unambiguously every fact that relates to the answer called for by the Interrogatory of which you have knowledge and to identify each individual or entity with knowledge or information that relates to your answer, and when used in reference to a factual or legal contention, to describe the full factual and legal basis for the contention, and to identify any and all persons that you believe have knowledge about each such fact or document.

6. The term “Identify” (a) when used in reference to a natural person, means that person’s full name, last known address, home and business telephone numbers, present occupation or business affiliation, and present or last known place of employment, and job title or role; (b) when used in reference to a person other than a natural person, means that person’s full name, a description of the nature of the person, and the person’s last known address, telephone number, and principal place of business; and (c) when used in reference to a document, requires you either (1) to state (i) the date of the document; (ii) title; (iii) author(s), addressee(s), and recipient(s); (iv) present location and custodian of the document; (v) Bates numbers (if any); (vi) type of document (*e.g.*, letter, memorandum, or chart); and (vii) general

subject matter, (2) or to attach an accurate copy of the document to your answer, appropriately labeled to correspond to the respective Interrogatory.

7. The terms “You” and “Your” mean the Ohio Redistricting Commission, its co-chairs, members, and any employees, staff, officers, or agents of the Commission.

8. The term “Proposed Plan” means the proposed general assembly district plan that the Commission introduced pursuant to Article XI, Section 8(A)(1) of the Ohio Constitution.

9. The term “Enacted Plan” means the general assembly district plan adopted by the Ohio Redistricting Commission on or about September 16, 2021.

10. The following rules of construction apply to all Interrogatories:

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6. If You withhold the answer to any part of any Interrogatory on the claim of privilege, state the specific factual and legal basis for doing so and answer any part of the Interrogatory that is not alleged to be objectionable. Such information should be supplied in sufficient detail to permit the Relators to assess the applicability of the privilege claimed.

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## **INTERROGATORIES**

### **INTERROGATORY NO. 1**

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Identify all persons who submitted maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 3**

Identify all persons who evaluated, reviewed, analyzed, were shown, or commented on the Proposed Plan or on maps, data, or plans that You used to draft the Proposed Plan, incorporated into the Proposed Plan, or adopted as part or all of the Proposed Plan.

### **INTERROGATORY NO. 4**

Identify and Describe all instructions provided to individuals who drafted or created, or were in any way involved in the drafting or creation of, the state legislative maps enacted under the Enacted Plan, including but not limited to the map drawers and their staff.

### **INTERROGATORY NO. 5**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 2 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 6**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 3 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

### **INTERROGATORY NO. 7**

State whether You determined if the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution and, if You determined that the Proposed Plan or Enacted Plan complies with Article I, Section 11 of the Ohio Constitution, then Identify and Describe Your reasons for making that determination.

**INTERROGATORY NO. 8**

State whether You considered or determined if the Proposed Plan or Enacted Plan would favor or disfavor a political party and, if so, what Your determination was, and Describe Your reasons for making that determination.

**INTERROGATORY NO. 9**

Identify and Describe any and all attempts that You made to comply with Section 6(A) and Section 6(B) of Article XI of the Ohio Constitution.

Dated: September 28, 2021

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
Reed Smith LLP  
Reed Smith Centre  
225 Fifth Avenue  
Pittsburgh, PA 15222  
Telephone: 412-288-4583  
dstewart@reedsmith.com

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on September 28, 2021, I caused a true and correct copy of the foregoing RELATORS' FIRST SET OF INTERROGATORIES TO THE OHIO REDISTRICTING COMMISSION to be served by email upon the following:

Erik J. Clark (0078732)  
Ashley Merino (0096853)  
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*Special Counsel to Attorney General Dave Yost*  
*Counsel for Respondent The Ohio Redistricting Commission*

Dated: September 28, 2020

By: /s/ Danielle L. Stewart

Danielle L. Stewart  
Ohio Sup. Ct. Reg. No. 0084086  
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*Attorney for Relators*

# Exhibit 8

Notice Of Deposition Of Respondent Auditor  
Keith Faber, served October 4, 2021

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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Case No. 2012-1210

**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**NOTICE OF DEPOSITION OF RESPONDENT AUDITOR KEITH FABER**

**TO:** Ohio Auditor Keith Faber  
c/o **DAVID YOST**  
**ATTORNEY GENERAL**  
Julie M. Pfeiffer  
Constitutional Offices Section  
30 E. Broad Street, 16th Floor  
Columbus, Ohio 43215

**PLEASE TAKE NOTICE** that, pursuant to the Court Rules, the Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant (“Relators”), by and through their undersigned counsel, will take the deposition of Ohio Auditor Keith Faber, on Wednesday, October 13, 2021 at 9:30 a.m. at the Hotel LeVeque, 50 West Broad Street, Columbus, Ohio 43215 before an official authorized to administer oaths; or remotely, utilizing video technology; or at such other time and location as may be mutually agreed upon by the parties. If for any reason, the taking of this deposition is not concluded, the taking thereof may be adjourned from day to day (or time to time) without other notice than oral proclamation at the time and place appointed, until the same shall be completed.

**PLEASE TAKE FURTHER NOTICE** that the deposition will be recorded by video  
and stenographic means.

Dated: October 4, 2021

REED SMITH LLP

By: /s/ Danielle L. Stewart

Brad A. Funari\*

Danielle L. Stewart

Ohio Sup. Ct. Reg. No. 0084086

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*Attorneys for Relators*

*\*Pro Hac Vice Motion Forthcoming*

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on October 4, 2021, I caused a true and correct copy of the foregoing Notice of Deposition to be served by email upon the following:

Erik J. Clark (0078732)  
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Counsel for Respondent The Ohio  
Redistricting Commission*

**DAVE YOST**  
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Bridget C. Coontz (0072919)\*  
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*Counsel for Respondents Matt Huffman,  
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Cupp, Speaker of the Ohio House of  
Representatives  
\*Pro Hac Vice Motions Forthcoming*

By: /s/ Danielle L. Stewart

Danielle L. Stewart

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*Attorneys for Relators*



# Exhibit 9

Notice Of Deposition Of Respondent Secretary  
Of State Frank LaRose, served October 4, 2021

IN THE SUPREME COURT OF OHIO

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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Case No. 2012-1210

**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**NOTICE OF DEPOSITION OF RESPONDENT  
SECRETARY OF STATE FRANK LaROSE**

**TO:** Ohio Secretary of State Frank LaRose  
c/o **DAVID YOST**  
**ATTORNEY GENERAL**  
Julie M. Pfeiffer  
Constitutional Offices Section  
30 E. Broad Street, 16th Floor  
Columbus, Ohio 43215

**PLEASE TAKE NOTICE** that, pursuant to the Court Rules, the Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant (“Relators”), by and through their undersigned counsel, will take the deposition of Ohio Secretary of State Frank LaRose, on Thursday, October 14, 2021 at 9:30 a.m. at the Hotel LeVeque, 50 West Broad Street, Columbus, Ohio 43215 before an official authorized to administer oaths; or remotely, utilizing video technology; or at such other time and location as may be mutually agreed upon by the parties. If for any reason, the taking of this deposition is not concluded, the taking thereof may be adjourned from day to day (or time to time) without

other notice than oral proclamation at the time and place appointed, until the same shall be completed.

**PLEASE TAKE FURTHER NOTICE** that the deposition will be recorded by video and stenographic means.

Dated: October 4, 2021

REED SMITH LLP

By: /s/ Danielle L. Stewart

Brad A. Funari\*

Danielle L. Stewart

Ohio Sup. Ct. Reg. No. 0084086

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*Attorneys for Relators*

*\*Pro Hac Vice Motion Forthcoming*

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on October 4, 2021, I caused a true and correct copy of the foregoing Notice of Deposition to be served by email upon the following:

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Counsel for Respondent The Ohio  
Redistricting Commission*

**DAVE YOST**  
**OHIO ATTORNEY GENERAL**  
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Bridget C. Coontz (0072919)\*  
*\*Counsel of Record*  
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Phillip J. Strach\*  
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*Counsel for Respondents Matt Huffman,  
President of the Ohio Senate, and Robert R.  
Cupp, Speaker of the Ohio House of  
Representatives  
\*Pro Hac Vice Motions Forthcoming*

By: /s/ Danielle L. Stewart

Danielle L. Stewart

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*Attorneys for Relators*

# Exhibit 10

Notice Of Deposition Of Respondent Governor  
Mike DeWine, served October 4, 2021

**IN THE SUPREME COURT OF OHIO**

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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Case No. 2012-1210

**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**NOTICE OF DEPOSITION OF RESPONDENT GOVERNOR MIKE DeWINE**

**TO:** Ohio Governor Mike DeWine  
c/o **DAVID YOST**  
**ATTORNEY GENERAL**  
Julie M. Pfeiffer  
Constitutional Offices Section  
30 E. Broad Street, 16th Floor  
Columbus, Ohio 43215

**PLEASE TAKE NOTICE** that, pursuant to the Court Rules, the Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant (“Relators”), by and through their undersigned counsel, will take the deposition of Ohio Governor Mike DeWine, on Monday, October 18, 2021 at 9:30 a.m. at the Hotel LeVeque, 50 West Broad Street, Columbus, Ohio 43215 before an official authorized to administer oaths; or remotely, utilizing video technology; or at such other time and location as may be mutually agreed upon by the parties. If for any reason, the taking of this deposition is not concluded, the taking thereof may be adjourned from day to day (or time to time) without other notice than oral proclamation at the time and place appointed, until the same shall be completed.

**PLEASE TAKE FURTHER NOTICE** that the deposition will be recorded by video  
and stenographic means.

Dated: October 4, 2021

REED SMITH LLP

By: /s/ Danielle L. Stewart

Brad A. Funari\*

Danielle L. Stewart

Ohio Sup. Ct. Reg. No. 0084086

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*Attorneys for Relators*

*\*Pro Hac Vice Motion Forthcoming*



## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on October 4, 2021, I caused a true and correct copy of the foregoing Notice of Deposition to be served by email upon the following:

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Counsel for Respondent The Ohio  
Redistricting Commission*

**DAVE YOST**  
**OHIO ATTORNEY GENERAL**  
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Bridget C. Coontz (0072919)\*  
*\*Counsel of Record*  
Julie M. Pfeiffer (006762)  
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john.branch@nelsonmullins.com  
alyssa.riggins@nelsonmullins.com

*Counsel for Respondents Matt Huffman,  
President of the Ohio Senate, and Robert R.  
Cupp, Speaker of the Ohio House of  
Representatives  
\*Pro Hac Vice Motions Forthcoming*

By: /s/ Danielle L. Stewart  
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Ohio Sup. Ct. Reg. No. 0084086  
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Pittsburgh, PA 15222  
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*Attorneys for Relators*

# Exhibit 11

Notice Of Deposition Of Respondent Matt  
Huffman, President Of The Ohio Senate, served  
October 4, 2021

IN THE SUPREME COURT OF OHIO

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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Case No. 2012-1210

**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**NOTICE OF DEPOSITION OF RESPONDENT**  
**MATT HUFFMAN, PRESIDENT OF THE OHIO SENATE**

**TO:** Matt Huffman, President of the Ohio Senate  
c/o W. Stuart Dornette  
Beth A. Bryan  
Philip D. Williamson  
**TAFT STETTINIUS & HOLLISTER LLP**  
425 Walnut St., Suite 1800  
Cincinnati, OH 45202-3957

and

Phillip J. Strach\*  
Thomas A. Farr\*  
John E. Branch, III\*  
Alyssa M. Riggins\*  
**NELSON MULLINS RILEY & SCARBOROUGH LLP**  
4140 Parklake Avenue, Suite 200  
Raleigh, NC 27612  
*\*Pro Hac Vice Motions Forthcoming*

**PLEASE TAKE NOTICE** that, pursuant to the Court Rules, the Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant (“Relators”), by and through their undersigned counsel, will take the deposition of Matt Huffman, President of the Ohio Senate, on Thursday, October 21, 2021 at 9:30 a.m. at

the Hotel LeVeque, 50 West Broad Street, Columbus, Ohio 43215 before an official authorized to administer oaths; or remotely, utilizing video technology; or at such other time and location as may be mutually agreed upon by the parties. If for any reason, the taking of this deposition is not concluded, the taking thereof may be adjourned from day to day (or time to time) without other notice than oral proclamation at the time and place appointed, until the same shall be completed.

**PLEASE TAKE FURTHER NOTICE** that the deposition will be recorded by video and stenographic means.

Dated: October 4, 2021

REED SMITH LLP

By: /s/ Danielle L. Stewart

Brad A. Funari\*

Danielle L. Stewart

Ohio Sup. Ct. Reg. No. 0084086

Reed Smith Centre

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*Attorneys for Relators*

*\*Pro Hac Vice Motion Forthcoming*

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on October 4, 2021, I caused a true and correct copy of the foregoing Notice of Deposition to be served by email upon the following:

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Ashley Merino (0096853)  
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*Special Counsel to Attorney General Dave  
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Counsel for Respondent The Ohio  
Redistricting Commission*

**DAVE YOST**  
**OHIO ATTORNEY GENERAL**  
Michael A. Walton (0092201)  
Bridget C. Coontz (0072919)\*  
*\*Counsel of Record*  
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*Counsel for Respondents Matt Huffman,  
President of the Ohio Senate, and Robert R.  
Cupp, Speaker of the Ohio House of  
Representatives  
\*Pro Hac Vice Motions Forthcoming*

By: /s/ Danielle L. Stewart  
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*Attorneys for Relators*

# Exhibit 12

Notice Of Deposition Of Respondent Robert R.  
Cupp, Speaker Of The Ohio House Of  
Representatives, served October 4, 2021



IN THE SUPREME COURT OF OHIO

THE OHIO ORGANIZING  
COLLABORATIVE, *et al.*,

*Relators,*

v.

OHIO REDISTRICTING  
COMMISSION, *et al.*,

*Respondents.*

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Case No. 2012-1210

**APPORTIONMENT CASE**

Filed pursuant to S.Ct.Prac.R.  
14.03(A) and section 9 of Article XI of  
the Ohio Constitution to challenge a  
plan of apportionment promulgated  
pursuant to Article XI.

**NOTICE OF DEPOSITION OF RESPONDENT**  
**ROBERT R. CUPP, SPEAKER OF THE OHIO HOUSE OF REPRESENTATIVES**

**TO:** Robert R. Cupp, Speaker of the Ohio House of Representatives  
c/o W. Stuart Dornette  
Beth A. Bryan  
Philip D. Williamson  
**TAFT STETTINIUS & HOLLISTER LLP**  
425 Walnut St., Suite 1800  
Cincinnati, OH 45202-3957

and

Phillip J. Strach\*  
Thomas A. Farr\*  
John E. Branch, III\*  
Alyssa M. Riggins\*  
**NELSON MULLINS RILEY & SCARBOROUGH LLP**  
4140 Parklake Avenue, Suite 200  
Raleigh, NC 27612  
*\*Pro Hac Vice Motions Forthcoming*

**PLEASE TAKE NOTICE** that, pursuant to the Court Rules, the Ohio Organizing Collaborative; Council on American-Islamic Relations, Ohio; Ohio Environmental Counsel; Pierrette Talley; Samuel Gresham Jr.; Ahmad Aboukar; Mikayla Lee; Prentiss Haney; and Crystal Bryant (“Relators”), by and through their undersigned counsel, will take the deposition of Robert R. Cupp, Speaker of the Ohio House of Representatives, on Wednesday, October 20,

2021 at 9:30 a.m. at the Hotel LeVeque, 50 West Broad Street, Columbus, Ohio 43215 before an official authorized to administer oaths; or remotely, utilizing video technology; or at such other time and location as may be mutually agreed upon by the parties. If for any reason, the taking of this deposition is not concluded, the taking thereof may be adjourned from day to day (or time to time) without other notice than oral proclamation at the time and place appointed, until the same shall be completed.

**PLEASE TAKE FURTHER NOTICE** that the deposition will be recorded by video and stenographic means.

Dated: October 4, 2021

REED SMITH LLP

By: /s/ Danielle L. Stewart

Brad A. Funari\*

Danielle L. Stewart

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*\*Pro Hac Vice Motion Forthcoming*

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on October 4, 2021, I caused a true and correct copy of the foregoing Notice of Deposition to be served by email upon the following:

Erik J. Clark (0078732)  
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Counsel for Respondent The Ohio  
Redistricting Commission*

**DAVE YOST**  
**OHIO ATTORNEY GENERAL**  
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Julie M. Pfeiffer (006762)  
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*Counsel for Respondents Matt Huffman,  
President of the Ohio Senate, and Robert R.  
Cupp, Speaker of the Ohio House of  
Representatives  
\*Pro Hac Vice Motions Forthcoming*

By: /s/ Danielle L. Stewart

Danielle L. Stewart

Ohio Sup. Ct. Reg. No. 0084086

Reed Smith Centre

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Pittsburgh, PA 15222

Telephone: 412-288-4583

dstewart@reedsmith.com

*Attorneys for Relators*

## CERTIFICATE OF SERVICE

I, Danielle L. Stewart, hereby certify that on October 5, 2021, I caused a true and correct copy of the foregoing Motion to Compel Expedited Discovery to be served by email upon the following:

Erik J. Clark (0078732)  
Ashley Merino (0096853)  
**ORGAN LAW LLP**  
ejclark@organlegal.com  
amerino@organlegal.com

*Special Counsel to Attorney General Dave Yost*  
*Counsel for Respondent The Ohio Redistricting Commission*

**DAVE YOST**  
**ATTORNEY GENERAL**  
Bridget C. Coontz (0072919)  
Julie M. Pfeiffer (006762)  
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