

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

FAIR FIGHT ACTION, INC, *et al.*,

Plaintiffs,

v.

BRAD RAFFENSPERGER, *et al.*,

Defendants.

Civil Action No.
1:18-cv-05391-SCJ

**PLAINTIFFS' STATUS REPORT IN ACCORDANCE WITH
PARAGRAPH 12 OF THE COURT'S
NOVEMBER 30, 2021, ORDER, ECF 641**

Plaintiffs report to the Court on the parties' progress on various matters addressed in the Court's November 30, 2021, Order, ECF 641 and the Court's January 26, 2022, Order, ECF 704:

I. The Use of Deposition Testimony at Trial

In their Status Report last week, ECF 737, Defendants raised the issue of the use of depositions at trial. The Parties have successfully resolved their differences and, with the Court's approval, Plaintiffs will introduce into evidence designated portions of the written deposition transcripts of voter witnesses for whom there is no video. For those voter witnesses for whom there are videos, Plaintiffs, with the Court's approval, will play the designated portions of those video depositions during the trial.

The Parties are preparing their charts of deposition designations and highlighted transcripts for submission to the Court on a rolling basis. Plaintiffs will first submit the depositions of Senator Rev. Warnock, testifying on behalf of Plaintiff Ebenezer Baptist Church; Governor Kemp; Kevin Rayburn, the former Deputy General Counsel for the Secretary of State; and Seth Harp, a former member of the State Election Board, along with corresponding objections and counter-designations, if any. Our expectation is to submit some by the end of the coming week.

II. Pending Motions

Briefing is underway on five motions. These motions are Defendants' three Motions in Limine, ECF 726, 727, and 728, Plaintiffs' Motion for Leave to Disclose, ECF 722, and Plaintiffs' Motion in Limine to Limit the Testimony of Gabe Sterling, ECF 734.

III. Other Matters

The Parties continue to prepare for trial and look forward to the April 1, 2022, Pretrial Conference. The Parties have agreed to accept service of trial subpoenas for their respective witnesses, and Plaintiffs will deliver their set of subpoenas to defense counsel today.

Respectfully submitted this, the 18th day of March, 2022.

CERTIFICATION

Pursuant to Local Rule 7.1(D), I hereby certify the foregoing complies with the font and point selections approved by the Court.

/s/ Allegra J. Lawrence

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CERTIFICATE OF SERVICE

I hereby certify that, on March 18th, 2022, the foregoing **Plaintiffs' Status Report in Compliance with Paragraph 12 of the Court's November 30, 2021, Order, ECF 641** was filed with the Court using the ECF system, which will serve all counsel of record.

This, the 18th day of March, 2022.

/s/ Allegra J. Lawrence

Allegra J. Lawrence