

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

NEW GEORGIA PROJECT, *et al.*

Plaintiffs,

v.

BRAD RAFFENSPERGER, in his
official capacity as Secretary of State of
the State of Georgia, *et al.*

Defendants.

Civil Action No. 1:24-cv-03412-SDG

**FORSYTH COUNTY DEFENDANTS’ REPLY IN SUPPORT OF MOTION
TO DISMISS PLAINTIFFS’ CONSOLIDATED FIRST AMENDED
COMPLAINT**

In support of their Motion to Dismiss Plaintiffs’ First Amended Complaint (“Forsyth County MTD”) [Doc. 169], Defendants Barbara Luth, Joel Natt, Carla Radzikinas, Anita Tucker, and Debbie Stair¹, in their official capacities as members of the Forsyth County Board of Voter Registrations and Elections (“FCBRE”) (collectively, “Forsyth County Defendants”), adopt the arguments set forth in State Defendants’ Reply Brief in Support of its Motion to Dismiss Plaintiffs’ Consolidated First Amended Complaint (“State Defendants’ Reply Brief”) [Doc. 238] *except* that

¹ Debbie Stair was sworn in on March 4, 2025 as a new member of the Forsyth County Board of Voter Registration and Elections, replacing former member Dan Thalimer.

Forsyth County Defendants do not adopt State Defendants' arguments regarding traceability to and redressability by State Defendants in Section I(E) of their Reply Brief.

Furthermore, in both Count I and Count III of the Consolidated First Amended Complaint ("FAC") [Doc. 155], Plaintiffs assert alleged violations of Section 8(d) of the National Voter Registration Act of 1993 ("NVRA"). However, Count III is solely against county defendants, including Forsyth County. Therefore, the same arguments that State Defendants make regarding Count I, as addressed in Section II(B) of State Defendants' Reply Brief, also apply to Count III. Therefore, Forsyth County Defendants adopt the arguments set forth in Section II(B) of State Defendants' Reply Brief in support of their request to dismiss Count III.

For all the reasons set forth herein, Plaintiffs' Consolidated First Amended Complaint should be dismissed.

Respectfully submitted this 7th day of March 2025.

JARRARD & DAVIS, LLP

/s/ Patrick D. Jaugstetter

Patrick D. Jaugstetter
Georgia Bar No. 389680
Karen Pachuta
Georgia Bar No. 142272

222 Webb Street
Cumming, Georgia 30040
Telephone: (678) 455-7150
Facsimile: (678) 455-7149
patrickj@jarrard-davis.com
kpachuta@jarrard-davis.com

CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 5.1

The undersigned hereby certifies that the foregoing document has been prepared in accordance with the font type and margin requirements of Local Rule 5.1 of the Northern District of Georgia, using a font type of Times New Roman and a point size of 14.

JARRARD & DAVIS, LLP

/s/ Patrick D. Jaugstetter

Patrick D. Jaugstetter
Georgia Bar No. 389680
Karen Pachuta
Georgia Bar No. 142272

222 Webb Street
Cumming, Georgia 30040
Telephone: (678) 455-7150
Facsimile: (678) 455-7149
patrickj@jarrard-davis.com
kpachuta@jarrard-davis.com

Counsel for Forsyth County Defendants

CERTIFICATE OF SERVICE

I hereby certify that on March 7, 2025, I electronically filed the foregoing FORSYTH COUNTY DEFENDANTS' REPLY IN SUPPORT OF MOTION TO DISMISS PLAINTIFFS' CONSOLIDATED FIRST AMENDED COMPLAINT with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to all attorneys of record.

JARRARD & DAVIS, LLP

/s/ Patrick D. Jaugstetter

Patrick D. Jaugstetter

Georgia Bar No. 389680

Karen Pachuta

Georgia Bar No. 142272

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patrickj@jarrard-davis.com
kpachuta@jarrard-davis.com

Counsel for Forsyth County Defendants