



SUPREME COURT OF GEORGIA
Case No. S25M0319

November 4, 2024

The Honorable Supreme Court met pursuant to adjournment.

The following order was passed:

REPUBLICAN NATIONAL COMMITTEE, INC. et al. v. NAOMI
AYOTA et al.

Upon consideration of the Emergency Motion for Supersedeas of Appellants The Republican National Committee and Georgia Republican Party, Inc., as well as the briefs filed by the parties and the amicus curiae, Appellants' emergency motion for supersedeas is GRANTED. See Ga. Const. of 1983, Art. VI, Sec. VI; Supreme Court Rule 9. Consistent with OCGA § 21-2-386, the Cobb County Board of Elections and Registration (the "Board") may count only those absentee ballots received by the statutory deadline of 7:00 p.m. on Election Day, November 5, 2024. See also OCGA § 21-2-403. The Board shall keep separate the absentee ballots of any "Affected Voters"—as identified by the trial court's November 1, 2024 order—that are received by the Board after 7:00 p.m. on Election Day, November 5, 2024, and on or before 5:00 p.m. on November 8, 2024, in a secure, safe, and sealed container separate from other voted ballots consistent with OCGA § 21-2-386, except that the ballots shall not be destroyed pursuant to OCGA § 21-2-386 (a) (1) (F) until further order of the Court. The Board shall notify the Affected Voters of the 7:00 p.m., November 5, 2024, deadline for return of their absentee ballots in the same manner as delineated by the trial court in its November 1, 2024 order—i.e., by email, text message, and by releasing a public announcement on the Board's website. For

the avoidance of doubt, this supersedeas order pertains only to the trial court's November 1, 2024 order and the "Affected Voters" identified in that order and does not pertain to voters entitled to vote under the federal Uniformed and Overseas Citizens Absentee Voting Act, 52 U.S.C. § 20301, et seq.

All the Justices concur, except Boggs, C.J., and Ellington and Colvin, JJ., who dissent. Peterson, P.J., disqualified.

SUPREME COURT OF THE STATE OF GEORGIA
Clerk's Office, Atlanta

I certify that the above is a true extract from the minutes of the Supreme Court of Georgia.

Witness my signature and the seal of said court hereto affixed the day and year last above written.

 , Clerk

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