

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

LOUIS GOHMERT, TYLER BOWYER, NANCY  
COTTLE, JAKE HOFFMAN, ANTHONY KERN,  
JAMES R. LAMON, SAM MOORHEAD,  
ROBERT MONTGOMERY, LORAINÉ  
PELLLEGRINO, GREG SAFSTEN, KELLI WARD  
and MICHAEL WARD,

Plaintiffs,

v.

THE HONORABLE MICHAEL R. PENCE, VICE  
PRESIDENT OF THE UNITED STATES, in his  
official capacity.

Defendant.

Civil Action No. 6:20-cv-00660-JDK

**(ELECTION MATTER)**

**UNOPPOSED PLAINTIFFS' MOTION TO FILE  
RESPONSIVE BRIEF LATE**

Come now the Plaintiffs, U.S. Rep. Louie Gohmert (TX-1), Tyler Bowyer, Nancy Cottle, Jake Hoffman, Anthony Kern, James R. Lamon, Sam Moorhead, Robert Montgomery, Loraine Pellegrino, Greg Safsten, Kelli Ward, and Michael Ward, by and through their undersigned counsel, and request that this Court allow Plaintiffs to file their responsive brief one hour late. In support thereof, Plaintiffs state:

Plaintiffs have employed a team of lawyers to prepare their responsive brief. During the course of preparation, Plaintiffs' counsel have encountered numerous technical incompatibilities in the software versions between Google Docs and Microsoft Word resulting in editing difficulties and text problems.

WHEREFORE, Plaintiffs request an extension of one hour of the deadline for filing their responsive brief.

Dated: January 1, 2021

Respectfully submitted,

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*Counsel for Plaintiffs*

**CERTIFICATE OF CONFERENCE**

I hereby certify that as counsel for Plaintiffs, I have complied with the meet and confer requirement in Local Rule CV-7(h) in the following respects: I have personally contacted and spoken with Mr. John Coghlan from the Civil Division of the United States Department of Justice in Washington, D.C. The contents of the foregoing Motion and the Defendant's position on same were discussed. Defendant's counsel indicated that Defendant does not oppose the Motion

Dated: January 1, 2021

/s/ William L. Sessions  
William Lewis Sessions  
*Counsel for Plaintiffs*

**CERTIFICATE OF SERVICE**

I hereby certify that on this date, I electronically filed the foregoing motion (together with its accompanying memorandum of law and proposed order) with the Clerk of the Court using the CM/ECF system. In addition, because counsel for the defendant has not yet filed an appearance, I served one true and correct copy via Federal Express, next-day delivery, on the defendant and on the United States Attorney for the Eastern District of Texas at the following addresses:

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Dated: January 1, 2020

\_\_\_\_\_/s/ William Lewis Sessions\_\_\_\_\_  
William Lewis Sessions  
*Counsel for Plaintiffs*