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**U.S. District Court
Eastern District of Michigan (Detroit)
CIVIL DOCKET FOR CASE #: 2:20-cv-11819-SFC-DRG**

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Davis et al v. Wayne County Election Commission et al
Assigned to: District Judge Sean F. Cox
Referred to: Magistrate Judge David R. Grand
Cause: 42:1983 Civil Rights Act

Date Filed: 07/06/2020
Jury Demand: None
Nature of Suit: 441 Civil Rights: Voting
Jurisdiction: Federal Question

Plaintiff

Robert Davis
Pro se e-filer

represented by **Robert Davis**
180 Eason
Highland Park, MI 48203
PRO SE

Andrew A. Paterson , Jr.
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Novi, MI 48374
248 568-9712
Fax: 248.662-0050
Email: aap43@hotmail.com
ATTORNEY TO BE NOTICED

Plaintiff

Venias Jordan, Jr.
TERMINATED: 07/08/2020

represented by **Andrew A. Paterson , Jr.**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Wayne County Election Commission

represented by **Janet Anderson-Davis**
Wayne County Corporation Counsel
500 Griswold, 21st Floor South
Detroit, MI 48226
313-224-6684
Fax: 313-967-3532
Email: jandersn@waynecounty.com
ATTORNEY TO BE NOTICED

Defendant

Wayne County Board of Canvassers
TERMINATED: 07/08/2020

represented by **Janet Anderson-Davis**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Cathy M. Garrett
TERMINATED: 07/08/2020

represented by **Janet Anderson-Davis**
 (See above for address)
ATTORNEY TO BE NOTICED

Defendant

Brenda Jones
TERMINATED: 07/08/2020

represented by **Rasul M. Raheem**
 Dykema Gossett PLLC
 400 Renaissance Center
 37th Floor
 Detroit, MI 48234
 313-568-5341
 Fax: 866-308-3098
 Email: rraheem@dykema.com
ATTORNEY TO BE NOTICED

Defendant

Janice Winfrey


represented by **James D. Nosedá**
 Detroit City Law Department
 Commercial Litigation
 660 Woodward Avenue
 Suite 1650
 Detroit, MI 48226-3491
 313-237-3057
 Fax: 313-237-6329
 Email: nosej@detroitmi.gov
ATTORNEY TO BE NOTICED

Defendant

Detroit Department of Elections
TERMINATED: 07/08/2020

Defendant

Detroit Election Commission
TERMINATED: 07/08/2020

Date Filed	#	Docket Text
07/06/2020	1 	COMPLAINT filed by All Plaintiffs against All Defendants. Plaintiff requests summons issued. Receipt No: AMIEDC-7905443 - Fee: \$ 400. County of 1st Plaintiff: Wayne - County Where Action Arose: Wayne - County of 1st Defendant: Wayne. [Previously dismissed case: No] [Possible companion case(s): None] (Paterson, Andrew) (Entered: 07/06/2020)
07/06/2020	2	SUMMONS Issued for * All Defendants * (TTho) (Entered: 07/06/2020)
07/06/2020	3	NOTICE of Appearance by Rasul M. Raheem on behalf of Brenda Jones. (Raheem, Rasul) (Entered: 07/06/2020)
07/07/2020	4	Emergency MOTION to Expedite <i>Briefing, Scheduling and Adjudication of Plaintiffs' Soon-To-Be Filed Motion for Summary Judgment for Counts III and IV ONLY</i> by All Plaintiffs. (Paterson, Andrew) (Entered: 07/07/2020)
07/07/2020	5	Emergency MOTION for Summary Judgment <i>for Counts III and IV ONLY Pursuant to Fed.R.Civ.P. 56</i> by All Plaintiffs. (Paterson, Andrew) (Entered: 07/07/2020)

07/07/2020	6	ATTORNEY APPEARANCE: Janet Anderson-Davis appearing on behalf of Cathy M. Garrett, Wayne County Election Commission (Anderson-Davis, Janet) (Entered: 07/07/2020)
07/07/2020	7	Amended MOTION for Summary Judgment <i>Amended Emergency Motion for Summary Judgment for Counts III and IV Only Pursuant to Fed.R.Civ.P. 56</i> by All Plaintiffs. (Paterson, Andrew) (Entered: 07/07/2020)
07/07/2020	8	CERTIFICATE of Service/Summons Returned Executed. Cathy M. Garrett served on 7/7/2020, answer due 7/28/2020. (Paterson, Andrew) (Entered: 07/07/2020)
07/07/2020	9	CERTIFICATE of Service/Summons Returned Executed. Wayne County Election Commission served on 7/7/2020, answer due 7/28/2020. (Attachments: # 1 Exhibit Michigan Supreme Court Administrative Order 2020-19, # 2 Exhibit Michigan Supreme Court's Administrative Order 2020-09) (Paterson, Andrew) (Entered: 07/07/2020)
07/07/2020	10	CERTIFICATE of Service/Summons Returned Executed. Brenda Jones served on 7/7/2020, answer due 7/28/2020. (Attachments: # 1 Exhibit Michigan Supreme Court Administrative Order 2020-19, # 2 Exhibit Michigan Supreme Court's Administrative Order 2020-09) (Paterson, Andrew) (Entered: 07/07/2020)
07/07/2020	11	CERTIFICATE of Service/Summons Returned Executed. Janice Winfrey served on 7/7/2020, answer due 7/28/2020. (Attachments: # 1 Exhibit Michigan Supreme Court Administrative Order 2020-19, # 2 Exhibit Michigan Supreme Court's Administrative Order 2020-09) (Paterson, Andrew) (Entered: 07/07/2020)
07/07/2020	12	CERTIFICATE of Service/Summons Returned Executed. Detroit Department of Elections served on 7/7/2020, answer due 7/28/2020. (Paterson, Andrew) (Entered: 07/07/2020)
07/07/2020	13	CERTIFICATE of Service/Summons Returned Executed. Detroit Election Commission served on 7/7/2020, answer due 7/28/2020. (Paterson, Andrew) (Entered: 07/07/2020)
07/08/2020	14	CERTIFICATE of Service/Summons Returned Executed. Wayne County Board of Canvassers served on 7/7/2020, answer due 7/28/2020. (Attachments: # 1 Exhibit Michigan Supreme Court Administrative Order 2020-19, # 2 Exhibit Michigan Supreme Court's Administrative Order 2020-09) (Paterson, Andrew) (Entered: 07/08/2020)
07/08/2020	15	NOTICE of Appearance by Janet Anderson-Davis on behalf of Cathy M. Garrett, Wayne County Board of Canvassers, Wayne County Election Commission. (Anderson-Davis, Janet) (Entered: 07/08/2020)
07/08/2020	16	RESPONSE to 4 Emergency MOTION to Expedite <i>Briefing, Scheduling and Adjudication of Plaintiffs' Soon-To-Be Filed Motion for Summary Judgment for Counts III and IV ONLY</i> filed by Cathy M. Garrett, Wayne County Board of Canvassers, Wayne County Election Commission. (Attachments: # 1 Exhibit) (Anderson-Davis, Janet) (Entered: 07/08/2020)
07/08/2020	17	INDEX of Exhibits re 7 Amended MOTION for Summary Judgment <i>Amended Emergency Motion for Summary Judgment for Counts III and IV Only Pursuant to Fed.R.Civ.P. 56</i> , 5 Emergency MOTION for Summary Judgment <i>for Counts III and IV ONLY Pursuant to Fed.R.Civ.P. 56</i> , 1 R Complaint, by All Plaintiffs (Attachments: # 1 Exhibit Exhibit A- Defendant Brenda Jones' Affidavit of Identity Filed With Defendant Wayne County Clerk To Qualify As A Candidate for the Office of U.S. Congress for 13th Congressional District, # 2 Exhibit Exhibit B- Plaintiff Davis' May 30, 2020 Email to Gil Flowers and Gil Flowers' June 2, 2020 Response, # 3 Document Continuation

		Continuation of Exhibit B- November 11, 2019 Error and Omission Letter sent to Defendant Jones' Candidate Committee, # 4 Document Continuation Continuation of Exhibit B-December 3, 2019 Second Error and Omission Letter sent to Defendant Jones' Candidate Committee, # 5 Document Continuation Continuation of Exhibit B- February 11, 2020 Error and Omission Letter sent to Defendant Jones' Candidate Committee, # 6 Document Continuation Continuation of Exhibit B- February 25, 2020 Second Error and Omission letter sent to Defendant Jones' Candidate Committee, # 7 Exhibit Exhibit C- Plaintiff Davis' June 1, 2020 Email to Gil Flowers and Gil Flowers' June 3, 2020 Response, # 8 Exhibit Exhibit D- Plaintiff Davis' affidavit in support of motion and verifying complaint) (Paterson, Andrew) (Entered: 07/08/2020)
07/08/2020	18 R	ORDER Declining to Exercise Supplemental Jurisdiction Over any State Law Claims in this Action; Terminating Certain Parties; Denying 4 Emergency MOTION to Expedite <i>Briefing, Scheduling and Adjudication of Plaintiffs' Soon-To-Be Filed Motion for Summary Judgment for Counts III and IV ONLY</i> filed by Robert Davis, Venias Jordan, Jr., and Denying as Moot 5 Emergency MOTION for Summary Judgment <i>for Counts III and IV ONLY Pursuant to Fed.R.Civ.P. 56</i> filed by Robert Davis, Venias Jordan, Jr. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 07/08/2020)
07/08/2020	19 R	ORDER Denying as Moot 7 Amended Motion for Summary Judgment. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 07/08/2020)
07/09/2020	20	NOTICE of Appearance by Janet Anderson-Davis on behalf of Cathy M. Garrett, Wayne County Board of Canvassers, Wayne County Election Commission. (Anderson-Davis, Janet) (Entered: 07/09/2020)
07/13/2020	21	ANSWER to Complaint with Affirmative Defenses by Janice Winfrey. (Noseda, James) (Entered: 07/13/2020)
07/27/2020	22	MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT</i> by Wayne County Election Commission. (Attachments: # 1 Exhibit, # 2 Exhibit, # 3 Exhibit, # 4 Exhibit, # 5 Exhibit, # 6 Exhibit, # 7 Exhibit, # 8 Exhibit, # 9 Exhibit, # 10 Exhibit, # 11 Exhibit, # 12 Exhibit, # 13 Exhibit, # 14 Exhibit, # 15 Exhibit, # 16 Exhibit, # 17 Exhibit, # 18 Exhibit, # 19 Exhibit, # 20 Exhibit, # 21 Exhibit, # 22 Exhibit) (Anderson-Davis, Janet) (Entered: 07/27/2020)
08/13/2020	23	MOTION for Leave to File <i>First-Amended Complaint</i> by Robert Davis. (Attachments: # 1 Exhibit Exhibit A- Proposed Amended Complaint) (Paterson, Andrew) (Entered: 08/13/2020)
08/13/2020	24	Emergency MOTION to Expedite <i>Briefing, Scheduling and Adjudication of Plaintiff's Motion for Leave to File Amended Complaint (ECF No. 23)</i> by Robert Davis. (Paterson, Andrew) (Entered: 08/13/2020)
08/14/2020	25	RESPONSE to 24 Emergency MOTION to Expedite <i>Briefing, Scheduling and Adjudication of Plaintiff's Motion for Leave to File Amended Complaint (ECF No. 23)</i> , 23 MOTION for Leave to File <i>First-Amended Complaint WAYNE COUNTYS ANSWER TO ROBERT DAVIS EMERGENCY MOTION TO EXPEDITE BRIEFING, SCHEDULING AND ADJUDICATION OF PLAINTIFFS MOTION FOR LEAVE TO FILE AMENDED COMPLAINT</i> filed by Wayne County Election Commission. (Anderson-Davis, Janet) (Entered: 08/14/2020)
08/18/2020	26	MOTION for Extension of Time to File Response/Reply as to 22 MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT</i> by Robert Davis. (Paterson, Andrew) (Entered: 08/18/2020)
08/19/2020	27	RESPONSE to 26 MOTION for Extension of Time to File Response/Reply as to 22

		MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT WAYNE COUNTYS ANSWER TO PLAINTIFFS MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO DEFENDANT WAYNE COUNTY ELECTION COMMISSIONS MOTION TO DISMISS (ECF 26)</i> filed by Wayne County Election Commission. (Anderson-Davis, Janet) (Entered: 08/19/2020)
08/20/2020	28	RESPONSE to 22 MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT</i> filed by Robert Davis. (Paterson, Andrew) (Entered: 08/20/2020)
08/20/2020	29	Amended MOTION for Extension of Time to File Response/Reply as to 22 MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT</i> by Robert Davis. (Paterson, Andrew) (Entered: 08/20/2020)
08/20/2020	30	NOTICE by Robert Davis of withdrawal of 26 MOTION for Extension of Time to File Response/Reply as to 22 MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT</i> . (Paterson, Andrew) (Entered: 08/20/2020)
08/20/2020		TEXT-ONLY ORDER Granting 29 Amended MOTION for Extension of Time to File Response as to 22 MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT</i> filed by Robert Davis. Signed by District Judge Sean F. Cox. (JMcC) (Entered: 08/20/2020)
08/21/2020	31	REPLY to Response re 22 MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT WAYNE COUNTY ELECTION COMMISSIONS REPLY TO PLAINTIFFS RESPONSE TO MOTION TO DISMISS (ECF 28)</i> filed by Wayne County Election Commission. (Attachments: # 1 Exhibit EX 23 - 8-20-20 order (20-12130)) (Anderson-Davis, Janet) (Entered: 08/21/2020)
08/24/2020	32	RESPONSE to 23 MOTION for Leave to File <i>First-Amended Complaint</i> filed by Janice Winfrey. (Attachments: # 1 Index of Exhibits, # 2 Exhibit 1, # 3 Exhibit 2, # 4 Exhibit 3, # 5 Exhibit 4) (Noseda, James) (Entered: 08/24/2020)
08/26/2020	33	ERRATA Sheet re: 31 Reply to Response to Motion, filed by Wayne County Election Commission. by Wayne County Election Commission <i>NOTICE OF ERRATA FOR REPLY BRIEF FILED BY WAYNE COUNTY ELECTION COMMISSION</i> (Attachments: # 1 Exhibit Exhibit 23) (Anderson-Davis, Janet) (Entered: 08/26/2020)
10/08/2020	34	NOTICE OF HEARING BY VIDEO CONFERENCE on 23 MOTION for Leave to File <i>First-Amended Complaint</i> , 22 MOTION to Dismiss <i>WAYNE COUNTY ELECTION COMMISSION MOTION TO DISMISS AND BRIEF IN SUPPORT</i> . Motion Hearing set for 12/10/2020 at 02:00 PM before District Judge Sean F. Cox Zoom Webinar Information: https://www.zoomgov.com/j/1611998887?pwd=ajc5SkQ2YTVWd09qRW5jejZPQWtmZz09 Passcode: 846803 Or iPhone one-tap : US: +16692545252,,1611998887# or +16468287666,,1611998887# (JMcC) (Entered: 10/08/2020)