## IN THE SUPREME COURT OF PENNSYLVANIA

Pennsylvania Democratic Party, Nilofer Nina Ahmad, Danilo Burgos, Austin Davis, Dwight Evans, Isabella Fitzgerald, Edward Gainey, Manuel M. Guzman, Jr., Jordan A Harris, Arthur Haywood, Malcolm Kenyatta, Patty H. Kim, Stephen Kinsey, Peter Schweyer, Sharif Street, and Anthony H. Williams,

133 MM 2020

Petitioners,

v.

Kathy Boockvar, in her capacity as Secretary of the Commonwealth of Pennsylvania, and the 67 County Boards of Elections,

Respondents.

**RESPONSE TO APPLICATIONS FOR STAY** 

Petitioners Pennsylvania Democratic Party, Nilofer Nina Ahmad, Danilo Burgos, Austin Davis, Dwight Evans, Isabella Fitzgerald, Edward Gainey, Manuel M. Guzman, Jr., Jordan A Harris, Arthur Haywood, Malcolm Kenyatta, Patty H. Kim, Stephen Kinsey, Peter Schweyer, Sharif Street, and Anthony H. Williams, ("Prevailing Petitioners"), by and through their undersigned counsel, hereby respond in opposition to the applications for stay filed by Senators Joseph Scarnati and Jake

Corman, and Representatives Bryan Cutler and Kerry Benninghoff and the Republican Party of Pennsylvania (collectively, "Applicants").

This Court has spoken. It is time to allow the voters to vote. 2020 has enough real chaos. This Court should not allow Applicants to continue to sow legal confusion as a campaign tactic.

Although the Prevailing Petitioners initiated this matter, the stays sought by the Applicants pertain to the Court's clear directive regarding the receipt of ballots and are merely efforts to interfere with an efficient administration by the Secretary and the County Boards of Elections of the implementation of the relief properly ordered by this Court. The Secretary has squarely addressed the inherent failings of the applications, the lack of any meaningful probability of success on the merits of any appeal, and the detriment to the public from further confusion. Petitioners thus adopt and join the response filed by the Secretary.

## Respectfully submitted,

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