

August 14, 2020

Clerk of Court
Office of the Clerk
United States Court of Appeals for the Seventh Circuit
Everett McKinley Dirksen United States Courthouse
219 S. Dearborn Street
Room 2722
Chicago, IL 60604

Re: *Libertarian Party of Ill., et al. v. Cadigan, et al.*, No. 20-1961: Notice of Supplemental Authority

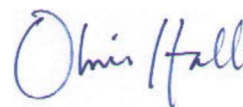
To the Clerk:

Pursuant to Federal Rule of Appellate Procedure 28(j), Appellees hereby give notice that on August 13, 2020 the Supreme Court of the United States entered an order in *Republican Nat. Comm., et al. v. Common Cause RI, et al.*, No. 20-1753, which denied the Petitioners' application for a stay of the District Court's consent order that eased certain requirements pertaining to Rhode Island's procedures for voting by mail. The order is attached hereto as Exhibit A.

The order in *Common Cause RI* is relevant to the instant proceeding because the Supreme Court's primary basis for denying a stay was that state officials had agreed to entry of the consent order and consequently, "the applicants lack a cognizable interest in the State's ability to 'enforce its duly enacted laws.'" Order at 1 (quoting *Abbott v. Perez*, 585 U.S. __, __ n.17 (2018)). The Supreme Court also denied a stay on the ground that "[t]he status quo is one in which the challenged requirement has not been in effect," and therefore many Rhode Island voters presumably believed that it was not. Order at 1.

Here, too, Defendants-Appellees agreed to the District Court order that they now challenge on appeal. Further Plaintiffs-Appellees and other Illinoisans have been relying on that order since it was entered on April 23, 2020 (as modified by the District Court's May 15, 2020 order). *Common Cause RI* thus supports Plaintiffs-Appellees' argument that Defendants-Appellants lack standing to challenge the order from which they appeal, and that disturbing the order at this late date would violate Plaintiffs-Appellees' right to due process of law.

Respectfully submitted,



Oliver B. Hall
Counsel for Appellants

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was filed using the Court's CM/ECF system, which will effect service upon all counsel of record.

/s/Oliver B. Hall

Oliver B. Hall