

No. 22O155

IN THE SUPREME COURT OF THE UNITED STATES

STATE OF TEXAS,

Plaintiff,

v.

COMMONWEALTH OF PENNSYLVANIA, STATE OF GEORGIA,
STATE OF MICHIGAN, AND STATE OF WISCONSIN,

Defendants.

NOTICE OF JOINDER BY 26 ADDITIONAL ELECTED STATE OFFICIALS

**IN THE MOTION AND BRIEF OF LIEUTENANT GOVERNOR
JANICE MCGEACHIN, SENATOR LORA REINBOLD,
REPRESENTATIVE DAVID EASTMAN, *ET AL* (ELECTED STATE
OFFICIALS) AS *AMICI CURIAE* IN SUPPORT OF PLAINTIFF**

RICHARD H. SEAMON
106 East 3rd Street
Moscow, ID 83843
Phone: (208) 310-1584
seamonrichard@gmail.com

DONALD W. MACPHERSON
The MacPherson Group, P.C.
24654 N. Lake Pleasant Parkway
Suite 103-551
Peoria, AZ 85383-1359
Phone: (623) 209-2003
mac@beatirs.com

D. COLTON BOYLES
Boyles Law, PLLC
217 Cedar Street, Suite 330
Sandpoint, ID 83864
Phone: (208) 304-6852
colton@CBoylesLaw.com

NATHANIEL K. MACPHERSON*
**Counsel of Record*
The MacPherson Group, LLC
24654 N. Lake Pleasant Parkway
Suite 103-551
Peoria, AZ 85383-1359
Phone: (623) 209-2003
nathan@beatirs.com

BRADLEY SCOTT MACPHERSON
MacPherson Law, PLLC
24654 N. Lake Pleasant Parkway
Suite 103-551
Peoria, AZ 85383-1359
Phone: (623) 209-2003
scott@beatirs.com

Counsel for Amici Curiae

NOTICE OF JOINDER BY 26 ADDITIONAL ELECTED STATE OFFICIALS
IN THE MOTION AND BRIEF OF LIEUTENANT GOVERNOR
JANICE MCGEACHIN, SENATOR LORA REINBOLD,
REPRESENTATIVE DAVID EASTMAN, *ET AL* (ELECTED STATE
OFFICIALS) AS *AMICI CURIAE* IN SUPPORT OF PLAINTIFF

The 26 elected state officials—state senators and state representatives from the State of Alabama, State of Arizona, State of Idaho, State of Maine, State of Michigan, State of Minnesota, State of Washington, and State of West Virginia listed in Appendix B—hereby join in the Motion and Brief of *Amici Curiae* Lieutenant Governor Janice McGeachin, Senator Lora Reinbold, Representative David Eastman, *et al* (*Amici Curiae* listed in *Appendix A*).

Article IV, §4, embodies the insight and wisdom of the Framers that in order for their Constitutional design to work, each State must generally organize and govern itself in the same manner. There are limits beyond which the Constitution is impaired. That this is clearly so may be demonstrated in the extreme case: should a State ever decide to eliminate its legislature and transfer the power of the legislative branch to the executive branch, various provisions of the Constitution requiring the active participation of state legislatures, such as the critical role played by state legislatures in the process of ratifying amendments to the Constitution, the formation of new states, or the manner of determining the appointment of electors relied upon by Texas in this case, would each be impaired. A fundamental assumption of the Constitution is that the residents of every single state must enjoy the benefits of a Republican Form of Government. The *Guarantee*

Clause reflects the conviction of the Framers' that these benefits could not be obtained in the absence of a Republican Form of Government.

Thus, the # elected state officials—elected to the legislative bodies of their respective states—listed in Appendix B have an interest in joining the Motion and Brief of *Amici Curiae* Lieutenant Governor Janice McGeachin, Senator Lora Reinbold, Representative David Eastman, *et al*, and hereby respectfully provide notice of their joinder.

DATED: December 11, 2020

Respectfully submitted.



Nathaniel K. MacPherson*

**Counsel of Record*

The MacPherson Group, LLC
24654 N. Lake Pleasant Parkway
Suite 103-551
Peoria, AZ 85383-1359
Phone: (623) 209-2003
nathan@beatirs.com

Richard H. Seamon
106 East 3rd Street
Moscow, ID 83843
Phone: (208) 310-1584
seamonrichard@gmail.com

D. Colton Boyles
Boyles Law, PLLC
217 Cedar Street, Suite 312
Sandpoint, ID 83864
Phone: (208) 304-6852
Colton@CBoylesLaw.com

Bradley Scott MacPherson
MacPherson Law PLLC
24654 N. Lake Pleasant Parkway
Suite 103-551
Peoria, AZ 85383-1359
Phone: (623) 209-2003
scott@beatirs.com

Donald W. MacPherson
The MacPherson Group, P.C.
24654 N. Lake Pleasant Parkway
Suite 103-551
Peoria, AZ 85383-1359
Phone: (623) 209-2003
mac@beatirs.com

Counsel for *Amici Curiae*

APPENDIX A
LIST OF *AMICI CURIAE*

ALASKA

Representatives

David Eastman

Ron Gillham

Christopher Kurka

Kevin McCabe

Tom McKay

George Rauscher

Senator

Lora Reinbold

ARIZONA

Representatives

Nancy Barto

Frank Carroll

John Fillmore

Mark Finchem

Travis Grantham

Anthony Kern

Steve Pierrce

Bret Roberts

Kelly Townsend¹

Senators

Sylvia Allen

Sonny Borelli

David Gowan

David Livingston²

¹ Representative Kelly Townsend was incorrectly listed among the Senator in the original filing.

² Senator David Livingston was incorrectly listed among the Representatives in the original filing.

IDAHO

Lt. Governor

Janice McGeachin

Representatives

Ben Adams

Sage Dixon

Terry Gestrin

Priscilla Sue Giddings

Karey Hanks

Ryan Kerby

Dorothy Moon

Ronald M. Nate, Ph.D

Heather Scott

Bruce D. Skaug

Charlie Shepherd

Aaron von Ehlinger

John Vander Woude

Tony Wisniewski

Senators

Mary Souza

Steven P. Thayn³

Steve Vick

Christy Zito

³ Senator Steve Thayn was incorrectly listed among the Representatives in the original filing.

APPENDIX B
LIST OF JOINING *AMICI CURIAE*

ALABAMA

Representatives

Andrew Sorrell

ARIZONA

Senators

David C. Farnsworth*¹

IDAHO

Representatives

Julie K. Yamamoto*

Julianne Young*

Doug Okuniewicz*

Judy Boyle*

Tammy Nichols*

Ron Mendive*

Randy Armstrong

David Cannon*

Wendy Horman

Brent J. Crane

Vito Barbieri*

Barbara Ehardt*

Marco Erickson

Chad Christensen*

Brandon Mitchell

IDAHO

Senators

Regina Bayer*

MAINE

Representatives

John Andrews

MICHIGAN

Representatives

Steve Carra

MINNESOTA

Representatives

Jeremy Munson

WASHINGTON

Representatives

Robert J. Sutherland*

Jim Walsh*

Jesse L. Young*

WEST VIRGINIA

House of Delegates

Derrick Evans

Charles Horst

¹ * Indicates that this elected official attempted to sign onto the initial filing.