IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

SEAN PARNELL, a candidate for)	CIVIL ACTION
Pennsylvania's 17 th Congressional District)	
and on behalf of all citizen electors of)	Case No.: 2:20-cv-1570
Allegheny County, Pennsylvania; and LUKE)	
NEGRON, a candidate for Pennsylvania's)	
18 th Congressional District and on behalf of)	
all citizen electors of Allegheny County,)	
Pennsylvania,)	
)	
Plaintiffs,)	
)	
v.)	
)	
ALLEGHENY COUNTY BOARD OF)	
ELECTIONS; RICH FITZGERALD, in his)	
official capacity as County Executive of)	
Allegheny County and as a member of the)	
Allegheny County Board of Elections;)	
SAMUEL DeMARCO III, in his official)	
capacity as a member of the Allegheny)	
County Board of Elections; and BETHANY)	
HALLAM, in her official capacity as a)	
member of the Allegheny County Board of)	
Elections,)	
)	
Defendants.)	

STATUS REPORT

- On October 21, 2020, the parties met and conferred per the Court's Order. [ECF
 11].
 - 2. The parties had two conference calls and exchanged proposed language.
 - 3. The parties were unable to reach an agreement.
- 4. As a result, the parties agreed to submit separate Proposed Orders of Court for the Court's consideration.

Respectfully Submitted,

DILLON, McCandless, King, Coulter & Graham, LLP

Special Counsel for the Amistad Project of the Thomas More Society

Dated: October 22, 2020 By: /s/ Thomas W. King, III

Thomas W. King, III PA. I.D. No. 21580 Thomas E. Breth PA. I.D. No. 66350 Jordan P. Shuber PA. I.D. No. 317823

Counsel for Plaintiffs, Sean Parnell and Luke Negron

IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

SEAN PARNELL, et al., : CIVIL ACTION

Plaintiffs, : CASE NO. 2:20-cv-1570

VS.

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ALLEGHENY COUNTY BOARD OF

ELECTIONS, et al.,

:

Defendants.

PROPOSED ORDER

AND NOW, this ____ day of October 2020, upon consideration of the parties' proposed Order, it is hereby ORDER as follows:

- Defendants shall immediately secure in sealed and locked containers all absentee ballots and
 mail-in ballots received by Defendants, whether through the United States Postal Service or
 at any Office or Satellite Office of the Board of Elections, and shall refrain from accessing,
 sorting, scanning or removing said ballots from their secured containers until Election Day as
 provided for in the Election Code.
- 2. Defendants shall provide the Court and Plaintiffs with an accounting of the 28,879 incorrect ballots issue to electors. The accounting shall include the name, address and voting district of each elector who received an incorrect ballot; whether the incorrect ballot was returned by the elector; whether Defendants have secured the incorrect ballot of the elector and how the incorrect ballot has been secured by the Defendants; whether corrected ballots have been provided to each elector and if so, the name, address and voting district of each elector who received a corrected ballot; whether the corrected ballot was returned by the elector; and,

whether Defendants have secured the corrected ballot of the elector and how the corrected ballot has been secured by the Defendants.

- 3. Defendants are hereby enjoined from denying certificates to eligible poll watchers, watchers, attorneys and/or other representatives as provided under the Pennsylvania Election Code and from denying those individuals access to the Offices, Satellite Offices and/or Polls within Allegheny County.
- 4. Defendants shall provide Plaintiffs and Plaintiffs' legal counsel with the opportunity to inspect the physical facilities utilized by Defendants to secure and safely keep the absentee and mail-in ballots until Election Day. Said review shall occur no later than October 28, 2020.
- 5. Further, Defendants shall cause an Allegheny County Sheriff's Deputy to guard the room where the ballots are being stored and provide video footage daily to the Plaintiffs for their review.

Judge J. Nicholas Ranjan