

THE STATE OF NEW HAMPSHIRE
SUPREME COURT

Docket No. 2022-0184

Theresa Norelli, et al.

v.

Secretary of State

**SUPPLEMENTAL MEMORANDUM OF THE SECRETARY OF STATE
REGARDING ELECTION PROCESS AND TIMING**

Pursuant to this Court's May 27, 2022 Order, the Secretary of State, by and through counsel, the New Hampshire Attorney General's Office, hereby submits the following supplemental memorandum regarding the election process and timing.

While the election process for congressional races *begins* on June 1st with the opening of the filing period, from the Secretary of State's perspective that date is not the practical deadline to define congressional district boundaries. As indicated in writing and oral argument previously, June 17th is the date by which the Secretary of State would seek to have identified all congressional candidates and the districts in which they will appear on the ballot. Proceeding past that date without knowing the candidates and districts would result in the Secretary of State having to resort to increasingly extraordinary measures to meet statutory and practical deadlines to administer an orderly election.

For purposes of this memorandum, the Secretary of State assumes that a new congressional map will be in place before June 17th. Working

backwards from the June 17th date, if a congressional map is in place by June 6th—through legislative or judicial action—the Secretary of State believes there is no need to extend the congressional filing period, which currently ends June 10th. If there is no congressional map in place by June 8th, the Secretary of State would anticipate extending the filing period by requiring congressional candidates to file by June 10th but permitting amendment up until June 17th to account for any change in congressional district boundaries.

Respectfully submitted,

DAVID SCANLAN, SECRETARY OF
STATE

By his attorneys,

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SOLICITOR GENERAL

May 27, 2022

/s/Matthew G. Conley

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CERTIFICATE OF SERVICE

I, Matthew G. Conley, hereby certify that a copy of the State's response shall be served on all parties of record, through the New Hampshire Supreme Court's electronic filing system.

May 27, 2022

/s /Matthew G. Conley
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Attorney