

IN THE SUPREME COURT OF OHIO

**Bria Bennett, et al.,**

**Petitioners,**

**v.**

**Ohio Redistricting Commission, et al.,**

**Respondents.**

**Case No. 2021-1198**

Original Action Filed Pursuant to Ohio  
Constitution, Article XI, Section 9(A)

*[Apportionment Case Pursuant to S.  
Ct. Prac. R. 14.03]*

**EXHIBITS TO PETITIONERS' MOTION TO REQUIRE RESPONDENTS TO  
EXPLAIN THEIR FAILURE TO COMPLY WITH THE COURT'S  
FEBRUARY 7, 2022 ORDER – VOLUME 1  
(First Affidavit of Derek S. Clinger & Native Files on USB Drive)**

Abha Khanna (PHV 2189-2021)  
Ben Stafford (PHV 25433-2021)  
ELIAS LAW GROUP LLP  
1700 Seventh Ave, Suite 2100  
Seattle, WA 98101  
T: (206) 656-0176  
F: (206) 656-0180  
akhanna@elias.law  
bstafford@elias.law

Jyoti Jasrasaria (PHV 25401-2021)  
Spencer W. Klein (PHV 25432-2021)  
ELIAS LAW GROUP LLP  
10 G St NE, Suite 600  
Washington, DC 20002  
T: (202) 968-4490  
F: (202) 968-4498  
jjasrasaria@elias.law  
sklein@elias.law

Donald J. McTigue\* (0022849)  
*\*Counsel of Record*  
Derek S. Clinger (0092075)  
MCTIGUE COLOMBO & CLINGER LLC  
545 East Town Street  
Columbus, OH 43215  
T: (614) 263-7000  
F: (614) 368-6961  
dmctigue@electionlawgroup.com  
dclinger@electionlawgroup.com

Erik J. Clark (0078732)  
Ashley Merino (0096853)  
ORGAN LAW LLP  
1330 Dublin Road  
Columbus, OH 43215  
T: (614) 481-0900  
F: (614) 481-0904  
ejclark@organlegal.com  
amerino@organlegal.com

*Counsel for Respondent Ohio Redistricting  
Commission*

Dave Yost  
OHIO ATTORNEY GENERAL  
Bridget C. Coontz (0072919)  
Julie M. Pfeiffer (0069762)  
Michael Walton (0092201)  
OFFICE OF THE OHIO ATTORNEY GENERAL  
30 E. Broad Street, 16<sup>th</sup> Floor  
Columbus, OH 43215  
T: (614) 466-2872  
F: (614) 728-7592  
Bridget.Coontz@OhioAGO.gov  
Julie.Pfeiffer@OhioAGO.gov  
Michael.Walton@OhioAGO.gov

*Counsel for Respondents Ohio Governor Mike  
DeWine, Ohio Secretary of State Frank LaRose, and  
Ohio Auditor Keith Faber*

FILED

FEB 18 2022

CLERK OF COURT  
SUPREME COURT OF OHIO

*Counsel for Petitioners*

W. Stuart Dornette (0002955)  
Beth A. Bryan (0082076)  
Philip D. Williamson (0097174)  
TAFT STETTINIUS & HOLLISTER LLP  
425 Walnut St., Suite 1800  
Cincinnati, OH 45202-3957  
T: (513) 381-2838  
dornette@taftlaw.com  
bryan@taftlaw.com  
pwilliamson@taftlaw.com

Phillip J. Strach  
Thomas A. Farr  
John E. Branch, III  
Alyssa M. Riggins  
NELSON MULLINS RILEY & SCARBOROUGH  
LLP  
4140 Parklake Ave., Suite 200  
Raleigh, NC 27612  
phil.strach@nelsonmullins.com  
tom.farr@nelsonmullins.com  
john.branch@nelsonmullins.com  
alyssa.riggins@nelsonmullins.com  
T: (919) 329-3812

*Counsel for Respondents Senate President Matt  
Huffman and House Speaker Robert Cupp*

Senator Vernon Sykes, Pro Se

House Minority Leader Allison Russo, Pro Se

**Affidavit of Derek S. Clinger**

Franklin County

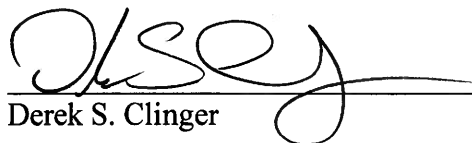
/s

State of Ohio

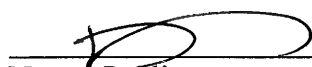
I, Derek S. Clinger, having been duly sworn and cautioned according to law, hereby state that I am over the age of eighteen years and am competent to testify as to the facts set forth below based on my personal knowledge and having personally examined all records referenced in this affidavit, and further state as follows:

1. I am one of the attorneys for Petitioners in the above-captioned matter, Case No. 2021-1198.
2. I submit this affidavit along with a USB drive to the Court containing files that Petitioners wish to enter into evidence but that cannot be transmitted to the Court through electronic filing.
3. Exhibit 1 is a true and correct copy of the block assignment file for the Sykes-Russo February 9, 2022 House Plan.
4. Exhibit 2 is a true and correct copy of the block assignment file for the Sykes-Russo February 9, 2022 Senate Plan.
5. Exhibit 3 is a true and correct copy of the block assignment file for the Sykes-Russo February 16, 2022 House Plan.
6. Exhibit 4 is a true and correct copy of the block assignment file for the Sykes-Russo February 16, 2022 Senate Plan.
7. Exhibit 5 is a true and correct copy of the block assignment file for the Rodden III House Plan.
8. Exhibit 6 is a true and correct copy of the block assignment file for the Rodden III Senate Plan.

FURTHER SAYETH AFFIANT NAUGHT.

  
Derek S. Clinger

Sworn to and subscribed before me this 18<sup>th</sup> day of February, 2022.

  
Notary Public  
JEREMIAH J. McNICOLE, Attorney At Law  
Notary Public - State of Ohio  
My commission has no expiration date  
Expires 12/31/2025

## CERTIFICATE OF SERVICE

I hereby certify that the foregoing was sent via email this 18th day of February, 2022 to the following:

DAVE YOST  
OHIO ATTORNEY GENERAL  
Bridget C. Coontz (0072919)  
Julie M. Pfeiffer (0069762)  
30 E. Broad Street  
Columbus, OH 43215  
Tel: (614) 466-2872  
Fax: (614) 728-7592  
bridget.coontz@ohioago.gov  
julie.pfeiffer@ohioago.gov

*Counsel for Respondents*  
*Governor Mike DeWine,*  
*Secretary of State Frank LaRose, and*  
*Auditor Keith Faber*

W. Stuart Dornette (0002955)  
Beth A. Bryan (0082076)  
Philip D. Williamson (0097174)  
TAFT STETTINIUS & HOLLISTER LLP  
425 Walnut St., Suite 1800  
Cincinnati, Ohio 45202-3957  
T: (513) 381-2838  
dornette@taftlaw.com  
bryan@taftlaw.com  
pwilliamson@taftlaw.com

Phillip J. Strach (PHV 25444-2021)  
Thomas A. Farr (PHV 25461-2021)  
John E. Branch, III (PHV 25460-2021)  
Alyssa M. Riggins (PHV 25441-2021)  
NELSON MULLINS RILEY & SCARBOROUGH LLP  
4140 Parklake Ave., Suite 200  
Raleigh, North Carolina 27612  
phil.strach@nelsonmullins.com  
tom.farr@nelsonmullins.com  
john.branch@nelsonmullins.com  
alyssa.riggins@nelsonmullins.com  
T: (919) 329-3812

*Counsel for Respondents*  
*Senate President Matt Huffman and*

*House Speaker Robert Cupp*

Erik J. Clark (Ohio Bar No. 0078732)  
Ashley Merino (Ohio Bar No. 0096853)  
ORGAN LAW LLP  
1330 Dublin Road  
Columbus, Ohio 43215  
T: (614) 481-0900  
F: (614) 481-0904  
ejclark@organlegal.com  
amerino@organlegal.com

*Counsel for Respondent  
Ohio Redistricting Commission*

Vernon Sykes  
Vernon.sykes@ohiosenate.gov  
*Respondent, Pro Se*

Allison Russo  
Allison.Russo@ohiohouse.gov  
*Respondent, Pro Se*

/s/ Derek S. Clinger  
Derek S. Clinger (0092075)

