

IN THE COMMONWEALTH COURT OF PENNSYLVANIA

Carol Ann Carter, Monica Parrilla,
Rebecca Poyourow, William Tung,
Roseanne Milazzo, Burt Siegel,
Susan Cassanelli, Lee Cassanelli,
Lynn Wachman, Michael Guttman,
Maya Fonkeu, Brady Hill, Mary Ellen
Balchunis, Tom DeWall,
Stephanie McNulty, and Janet Temin,
Petitioners,

CASES CONSOLIDATED

v.

No. 464 M.D. 2021

Leigh Chapman, in her official capacity
as the Acting Secretary of the
Commonwealth of Pennsylvania;
Jessica Mathis, in her official capacity
as Director for the Pennsylvania Bureau
of Election Services and Notaries,
Respondents,

Philip T. Gressman, Ron Y. Donagi,
Kristopher R. Tapp, Pamela Gorkin,
David P. Marsh, James L. Rosenberger,
Amy Myers, Eugene Boman,
Gary Gordon, Liz McMahan,
Timothy G. Feeman, and Garth Isaak,
Petitioners,

No. 465 M.D. 2021

v.

Leigh Chapman, in her official capacity
as the Acting Secretary of the
Commonwealth of Pennsylvania;
Jessica Mathis, in her official capacity
as Director for the Pennsylvania Bureau
of Election Services and Notaries,
Respondents.

JOINT STIPULATION OF FACTS

Pursuant to this Court's January 14, 2022 Order, Petitioners, Respondents, and Intervenors hereby stipulate to the following facts:

BACKGROUND

1. The 2020 Census' apportionment counts show that Pennsylvania is entitled to 17 seats in the United States House of Representatives.
2. Pennsylvania's current congressional map was last drawn in 2018 by the Pennsylvania Supreme Court.
3. Pennsylvania's current congressional map contains 18 districts, based on the 2010 Census' apportionment count.

POPULATION IN PENNSYLVANIA

4. According to the 2020 Census, Pennsylvania's population is 13,002,700.
5. The 2010 Census reported that Pennsylvania's population was 12,702,379.
6. The ideal district population for Pennsylvania's 17 congressional districts is 764,864 or 764,865 persons.
7. Three of Pennsylvania's counties—Philadelphia, Allegheny, and Montgomery—have total populations that exceed the ideal district population of 764,864 or 764,865 persons.

PARTIES' CONGRESSIONAL MAPS

8. To the best of the Parties' knowledge, the map attached as Exhibit 2 to the Carter Petitioners' brief is a true and correct copy of their proposed congressional map, and the map uploaded to SharePoint on January 24, 2022, by the Carter Petitioners, is a true and correct copy of that same map.

9. To the best of the Parties' knowledge, the map attached as Exhibit 2 to the Gressman Petitioners' brief is a true and correct copy of their proposed congressional map, and the map uploaded to SharePoint on January 24, 2022, by the Gressman Petitioners, is a true and correct copy of that same map.

10. To the best of the Parties' knowledge, the map published here <https://www.governor.pa.gov/congressional-districts-map-proposals/> is a true and correct copy of Governor Wolf's proposed congressional map, and the map uploaded to SharePoint on January 24, 2022, by Governor Wolf, is a true and correct copy of that same map.

11. To the best of the Parties' knowledge, the map attached as Exhibit I-1 to the Republican House Leaders' brief is a true and correct copy of their and the Republican Senate Leaders' proposed congressional map, and the map uploaded to SharePoint on January 24, 2022, by the Republican House Leaders, is a true and correct copy of that same map.

12. To the best of the Parties' knowledge, the maps attached as Exhibits A and B to the Congressional Intervenors' brief are true and correct copies of their proposed congressional maps, and the maps uploaded to SharePoint on January 24, 2022, by the Congressional Intervenors, are true and correct copies of those same maps.

13. To the best of the Parties' knowledge, the maps attached as Exhibits A and B to the Senate Democratic Caucus's brief are true and correct copies of their proposed congressional maps, and the maps uploaded to SharePoint on January 24, 2022, by the Senate Democratic Caucus, are true and correct copies of those same maps.

14. To the best of the Parties' knowledge, the plan attached as Appendices A and B to the House Democratic Caucus's brief in support of their proposed congressional redistricting plan are true and correct copies of their proposed congressional plan, and the map uploaded to SharePoint on January 24, 2022, by the House Democratic Caucus, is a true and correct copy of their proposed congressional map.

Dated: January 26, 2022

Sam Hirsch (PHV)
Jessica Ring Amunson (PHV)
Lindsay C. Harrison (PHV)
Tassity S. Johnson (PHV)
Claire M. Lally (PHV)
JENNER & BLOCK LLP
1099 New York Avenue, NW, Ste. 900
Washington, DC 20001
(202) 639-6000
SHirsch@jenner.com
JAmunson@jenner.com
TJohnson@jenner.com
LHarrison@jenner.com
CLally@jenner.com

April A. Otterberg (PHV)
JENNER & BLOCK LLP
353 North Clark Street
Chicago, IL 60654-3456
(312) 222-9350
AOtterberg@jenner.com

Respectfully submitted,

By: /s/ Kim M. Watterson

Kim M. Watterson (PA 63552)
Devin M. Misour (PA 311892)
REED SMITH LLP
225 Fifth Avenue, Ste. 1200
Pittsburgh, PA 15222
(412) 288-3131
kwatterson@reedsmith.com
dmisour@reedsmith.com

Shannon E. McClure (PA 164502)
REED SMITH LLP
Three Logan Square
1717 Arch Street, Ste. 3100
Philadelphia, PA 19103
(215) 851-8100
smcclure@reedsmith.com

***Counsel for the Gressman
Petitioners***

Abha Khanna**
ELIAS LAW GROUP LLP
1700 Seventh Ave, Suite 2100
Seattle, WA 98101
akhanna@elias.law
T: (206) 656-0177

Lalitha D. Madduri**
Christina A. Ford**
Jyoti Jasrasaria**
ELIAS LAW GROUP LLP
10 G St. NE, Suite 600
Washington, D.C. 20002
lmadduri@elias.law
cford@elias.law
jjasrasaria@elias.law
rcramer@elias.law
T: (202) 968-4490

Matthew Gordon**
PERKINS COIE LLP
1201 Third Avenue Suite 4900
Seattle, WA 98101
MGordon@perkinscoie.com
T: (206) 359-3552

/s/ Edward D. Rogers
Edward D. Rogers, No. 69337
Marcel S. Pratt, No. 307483
Robert J. Clark, No. 308105
Michael R. McDonald, No. 326873
Paul K. Ort, No. 326044
BALLARD SPAHR
1735 Market Street, 51st Floor
Philadelphia, PA 19103
RogersE@ballardspahr.com
PrattM@ballardspahr.com
ClarkR@ballardspahr.com
McDonaldM@ballardspahr.com
OrtP@ballardspahr.com
T: (215) 665-8500
F: (215) 864-8999
** admitted *pro hac vice*

Counsel for the Carter Petitioners

/s/ Robert A. Wiygul
Robert A. Wiygul (I.D. No. 310760)
Cary L. Rice (I.D. No. 325227)
John B. Hill (I.D. No. 328340)
HANGLEY ARONCHICK SEGAL
PUDLIN & SCHILLER
One Logan Square, 27th Floor
Philadelphia, PA 19103
Tel: (215) 568-6200
Fax: (215) 568-0300

***Counsel for Intervenor-Respondent
Governor Tom Wolf***

/s/ Anthony R. Holtzman
Anthony R. Holtzman (PA No.
200053)
Jonathan R. Vaitl (PA No. 324164)
K&L GATES LLP
17 North Second St., 18th Floor
Harrisburg, PA 17101-1507
(717) 231-4570 / Fax (717) 231-4501
anthony.holtzman@klgates.com
jon.vaitl@klgates.com

***Counsel for Senate Republican
Intervenors Jake Corman, President
Pro Tempore of the Pennsylvania
Senate, and Kim Ward, Majority
Leader of the Pennsylvania Senate***

/s/ Clifford B. Levine
Clifford B. Levine
Pa. Id. No. 33507
Emma F.E. Shoucair
Pa. Id. No. 325848
625 Liberty Avenue, 5th Floor
Pittsburgh, PA 15222-3152
(412) 297-4900
clifford.levine@dentons.com
emma.shoucair@dentons.com

Marco S. Attisano
Pa. Id. No. 316736
FLANNERY GEORGALIS, LLC
707 Grant Street, Suite 2750
Pittsburgh, PA 15219
(412) 438-8209
mattisano@flannerygeorgalis.com

Corrie Woods
Pa. Id. No. 314580
WOODS LAW OFFICES PLLC

200 Commerce Drive, Suite 210
Moon Township, PA 15108
(412) 329-7751
cwoods@woodslawoffices.com

A. Michael Pratt
Pa. Id. No. 044973
Kevin Greenberg
Pa. Id. No. 082311
GREENBERG TRAUERIG, LLP
1717 Arch Street, Suite 400
Philadelphia, PA 19103
greenbergk@gtlaw.com

***Counsel for Senate Democratic
Caucus Intervenors***

/s/ Jeffry Duffy

Jeffry Duffy (PA No. 081670)
BAKER & HOSTETLER, LLP
BNY Mellon Center
1735 Market Street, Suite 3300
Philadelphia, PA 19103
(215) 568-3100 / Fax (215) 568-3439
jduffy@bakerlaw.com

Patrick T. Lewis (OH No. 0078314)*
127 Public Square, Suite 2000
Cleveland, OH 44114
(216) 621-0200 / Fax (216) 696-0740
plewis@bakerlaw.com

Robert J. Tucker (OH No. 0082205)*
200 Civic Center Drive, Suite 1200
Columbus, OH 43215
(614) 462-2680 / Fax (614) 462-2616
rtucker@bakerlaw.com

James G. Mann (PA 85810)
jmann@pahousegop.com
Pennsylvania House of
Representatives
Republican Caucus
Main Capitol Building, Suite B-6
P.O. Box 202228
Harrisburg, PA 17120-2228
Telephone: 717.783.1510
* *Admitted Pro Hac Vice*

***Counsel for Proposed Intervenors
Bryan Cutler, Speaker of the
Pennsylvania House of
Representatives, and Kerry
Benninghoff, Majority Leader of the
Pennsylvania House of
Representatives***

/s/ Lam D. Truong

Tara L. Hazelwood (Pa. 200659)
Lee Ann H. Murray (Pa. 79638)
Lam D. Truong (Pa. 309555)
Matthew S. Salkowski (Pa. 320439)
OFFICE OF CHIEF COUNSEL,
DEMOCRATIC CAUCUS
PENNSYLVANIA HOUSE OF
REPRESENTATIVES
620 Main Capitol
Harrisburg, PA 17120
Phone: (717) 787-3002
David S. Senoff (Pa. 65278)
Daniel Fee (Pa. 328546)
First Law Strategy Group
121 S. Broad Street, Suite 300
Philadelphia, PA 19107
Phone: (215) 258-4700

***Counsel for Intervenor,
Representative Joanna E.
McClinton, Leader of the
Democratic Caucus of the
Pennsylvania House of
Representatives***

/s/ Matthew H. Haverstick

Matthew H. Haverstick (No. 85072)

Joshua J. Voss (No. 306853)

Shohin H. Vance (No. 323551)

Samantha G. Zimmer (No. 325650)

KLEINBARD LLC

Three Logan Square

1717 Arch Street, 5th Floor

Philadelphia, PA 19103

Ph: (215) 568-2000

Fax: (215) 568-0140

Eml: mhaverstick@kleinbard.com

jvoss@kleinbard.com

svance@kleinbard.com

szimmer@kleinbard.com

***Attorneys for Congressional
Intervenors***

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by: Kim M. Watterson

Signature: /s/ Kim M. Watterson

Name: Kim M. Watterson

Attorney No. PA 63552

PROOF OF SERVICE

On January 26, 2022, I caused a copy of the foregoing to be served on all counsel of record via the electronic filing system, PACFile:

/s/ Kim M. Watterson
Kim M. Watterson (PA 63552)
REED SMITH LLP
225 Fifth Avenue, Ste. 1200
Pittsburgh, PA 15222
(412) 288-3131
kwatterson@reedsmith.com