

IN THE SUPREME COURT OF PENNSYLVANIA

Dave McCormick for U.S. Senate, <i>et al.</i> ,	:	
	:	
Petitioners,	:	
	:	
v.	:	67 MAP 2022
	:	
Leigh M. Chapman, in her official capacity	:	
as Secretary of State for the Commonwealth	:	
<i>et al.</i> ,	:	
	:	
Respondents;	:	
	:	
Republican National Committee and	:	
Republican Party of Pennsylvania,	:	
	:	
Intervenors.	:	

**ANSWER OF RESPONDENT
LUZERNE COUNTY BOARD OF ELECTIONS
TO INTERVENORS' EMERGENCY APPLCIATION TO STAY ORDER
OF THE COMMONWEATH COURT DATED JUNE 2, 2022**

Comes now Respondent Luzerne County Board of Elections, by and through counsel, Joseph M. Cosgrove, and submits the following Answer:

1. In response to the underlying matter filed in Commonwealth Court by Petitioners presently at issue, as well as in response to Petitioners' Application for Extraordinary Relief filed in this Court, Respondent Luzerne County Board of Elections ("Board") has made clear that it takes no position on the underlying merits of the arguments in this matter. The Board reasserts that same position now.

2. During oral argument before Commonwealth Court, undersigned indicated the Board's interest (and presumably that of the other election board Respondents) was finality and urged dissuance of an order providing clear direction and guidance on the issues presented. *See*, Emergency Application, Exhibit B at 11.

3. While the Board has advised of its continued compliance with the guidance of the Department of State relative to this matter issued May 24, 2022, finality as to the underlying issue will relieve the Board and the other boards of the additional duties required in segregating the ballots in question, and maintaining and reporting separate tallies and computations.

4. Aside from this consideration, the Board has no further Answer to the present Application.

WHEREFORE, Respondent Luzerne County Board of Elections submits the present Answer.

Respectfully submitted,

SELINGO GUAGLIARDO LLC

s/ Joseph M. Cosgrove

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