

No. _____

In the Supreme Court of the United States

Melanie Jerusalem,

Petitioner,

v.

Department of State, Louisiana;
and R. Kyle Ardoin, Secretary of State,

Respondents.

On Petition for a Writ of Certiorari to the
United States Court of Appeals for the Fifth Circuit

**MOTION FOR EXPEDITED CONSIDERATION OF THE
PETITION FOR A WRIT OF CERTIORARI AND
EXPEDITED MERITS BRIEFING AND ORAL ARGUMENT
SHOULD THE COURT GRANT THE PETITION**

Petitioner Melanie Jerusalem (“Jerusalem”) respectfully hereby moves, pursuant to Supreme Court Rule 21, for expedited consideration of her petition for a writ of certiorari, merits briefing and oral argument. The petition is being filed concurrently with this motion, on the undersigned date.

STATEMENT

On July 28, 2022, Petitioner Melanie Jerusalem, appearing pro se, filed her complaint and application for emergency relief in the Middle District of Louisiana. See Appendix (“App.”) to the Petition at App.24a.

On June 26, 2023, the Magistrate Judge *sua sponte* filed a report and recommendation for dismissal based on a lack of Article III standing. App.9a.

On July 13, 2023, the Chief Judge of the Middle District of Louisiana adopted the Magistrate Judge's recommendation and dismissed the case. App.5a, 7a.

On July 27, 2023, Petitioner filed a notice of appeal with the United States Court of Appeals for the Fifth Circuit. App.68a.

On January 18, 2024, the Fifth Circuit filed their opinion and judgment. App.1a.

Petitioner seeks a writ of certiorari to review her standing under Article III of the U.S. Constitution and to assert her claims based on Louisiana's use of vulnerable uncertified electronic voting machines. Whereas Petitioner recognizes the logistical barriers for this Court to render any decision that would provide relief applicable to the March 23, 2024 Louisiana Primary election, it is respectfully requested that the upcoming November national elections be given the attention it deserves and the Petition expedited.

ARGUMENT

This case raises the most fundamental of issues, namely maintaining the dignity of Petitioner's *individualized actual vote*. See *c.f. Bush v. Gore*, 531 U.S. 98, 104 (2000) (recognizing the "dignity owed to each voter."). Whereas this Court's equal protection ruling in *Bush v. Gore* was decided over a month *after* the November 2020 national election, the Court here can and respectfully should address Petitioner's Constitutional challenges *before* the upcoming 2024 national election.

As it stands, there are eight months before the November elections. The ordinary briefing schedules set forth in Rule 25 of this Court would not allow the case to be considered and decided in a manner that could timely provide necessary relief as regards the upcoming November national elections. Accordingly, this Court should respectfully adopt an expedited briefing schedule should it grant the petition. Moreover, if the Court ultimately reverses the Fifth Circuit, it respectfully should put in place an expedited schedule for plenary consideration of the matters raised by this appeal, ultimately allowing this Court ample opportunity to resolve matters raised on remand.

Given these time constraints, Petitioner waives her right to file a reply brief and respectfully proposes the following schedule for merits briefing and argument:

March 18, 2024	Petitioner's opening brief
March 26, 2024	Respondent's brief
April 8, 2024	Sitting Oral argument

Amicus briefs supporting the parties should respectfully be due on the dates the parties' briefs are due.

Petitioner believes there can be no greater national issue now put before this Court given the ones raised here go to the core of sustaining our representational democracy. See e.g., *State Ex Rel. League v. Herrera*, 145 N.M. 563, 203 P. 3d 94, 96 – 97 (N.M. 2009) (“[I]f a government fails to accurately identify and record a voter's choice, it has failed to carry out the fundamental transaction which sustains our representative democracy.”). Accordingly, however compressed the schedules must be to ensure indisputable vulnerabilities are removed from the November 2024 voting

process, becomes exactly the correct time required and respectfully the time requested by way of this motion.

CONCLUSION

Petitioner respectfully requests that the Court expedite consideration of her petition based on the proposed schedule and, if the Court reverses the judgment below that it set this matter for expedited plenary consideration.

Respectfully submitted,

/s/ Warner Mendenhall

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March 8, 2024