

In the Supreme Court of the United States

MICHAEL WATSON, MISSISSIPPI SECRETARY OF STATE,
Petitioner,

v.

REPUBLICAN NATIONAL COMMITTEE, ET AL.,
Respondents.

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

**MOTION FOR LEAVE TO DISPENSE WITH
PREPARATION OF A JOINT APPENDIX**

In accordance with Rule 26.8 of this Court, petitioner respectfully seeks leave to dispense with the requirement of a joint appendix in this case. Respondents agree that a joint appendix is not necessary.

This case presents the question whether the federal election-day statutes (2 U.S.C. § 7, 2 U.S.C. § 1, and 3 U.S.C. § 1), which set the Tuesday after the first Monday in November in certain years as the “election” day for federal offices, preempt a state law that allows ballots that are cast by federal election day to be received by election officials after that day. The court of appeals’ opinion, the district court’s opinion, and the court of appeals’ order denying rehearing en banc (and the opinions

accompanying that order) are appended to the petition for a writ of certiorari. In our view, no other portion of the record merits special attention such as would warrant the preparation and expense of a joint appendix, and preparation of a joint appendix would not materially assist this Court's consideration of this case.

Respectfully submitted.

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