

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

MI FAMILIA VOTA EDUCATION FUND;  
SARA SCHWARTZ; and MARLA LOPEZ,

Plaintiffs,

-against-

DONALD J. TRUMP, in his individual and  
official capacity as President of the United States;  
WILLIAM P. BARR, in his official capacity as  
Attorney General; and CHAD F. WOLF, in his  
official capacity as Acting Secretary of Homeland  
Security,

Defendants.

No. 1-20-cv-03030

**[PROPOSED] ORDER**

THIS MATTER, having come before the Court on Plaintiffs' Motion for a Temporary Restraining Order, Preliminary Injunction, and Declaratory Judgment against Donald J. Trump, William P. Barr, and Chad F. Wolf (collectively, "Defendants"), and the Court, having considered the Complaint, the Motion and supporting Memorandum of Law, and the Declarations and documents filed in support of the Motion, the Court finds and concludes that Plaintiffs are likely to succeed on the merits of their claim that Defendants violated Section 11(b) of the Voting Rights Act of 1965. The Court further finds and concludes that Plaintiffs are likely to suffer irreparable harm in the absence of preliminary injunctive relief; the balance of equities is in their favor; a temporary restraining order and/or preliminary injunction is in the public interest; and a declaratory judgment is warranted.

Accordingly, Plaintiffs' Motion for a Temporary Restraining Order, Preliminary Injunction, and Declaratory Judgment is **GRANTED** and it is **ORDERED** that:

1. Defendant Trump is enjoined from encouraging, urging, and/or importuning his supporters, to bring weapons to polling places, to block access to polling places, to question or otherwise intimidate voters, or to otherwise interfere with voting and ballot counting.
2. Defendants Trump, Barr, and Wolf are enjoined from deploying federal law enforcement agents at, or within 300 feet of, polling places for the purpose of: questioning voters about their credentials; impeding or delaying voters by asking for identification; videotaping, photographing, or otherwise making visual records of voters or their vehicles; or informing voters that voter fraud is a crime and/or recounting the penalties under any state or federal statute for impermissibly casting a ballot.
3. Defendants Trump, Barr, and Wolf are enjoined from deploying armed federal law enforcement agents at, or within 300 feet of, polling places while voting and ballot counting is underway except where necessary, as demonstrated by specific evidence pertaining to a particular polling place, to repel armed enemies of the United States.
4. Defendants Trump, Barr, and Wolf are enjoined from ordering federal agents and employees to block the delivery of ballots or interfere in the counting of ballots.
5. Defendants are enjoined from taking any actions that may limit the speed or reliability of mail delivery between now and November 10, 2020.
6. Defendant Trump is enjoined from using official White House public communications channels, including the @realDonaldTrump Twitter account, to make statements or suggest that lawful votes will be subjected to heightened scrutiny by election officials; that people who lawfully vote by mail will have their ballots or their voting eligibility scrutinized by election officials; that lawful mail-in votes will not be counted; or that lawful mail-in ballots will be challenged.
7. Defendants' actions and statements concerning deploying armed federal law enforcement agents to suppress peaceful protests, encouraging vigilante violence against demonstrators, discrediting voting by mail, sabotaging mail delivery for the purpose of making voting by mail less reliable, threatening to ban voting by mail or prevent mailed-in votes from being counted, threatening to send law enforcement to polling places, proposing to delay the 2020 general election, and stating that President Trump will refuse to recognize the legitimacy of election results if he is not declared the winner, constitute unlawful voter intimidation in violation of Section 11(b) of the Voting Rights Act.

Pursuant to Federal Rule of Civil Procedure 65(c), the Court finds that a bond is unnecessary and that requiring a bond would not be in the public interest under the circumstances of this litigation.

**IT IS FURTHER ORDERED** that this Preliminary Injunction shall remain in effect pending final resolution of this action or further order of this Court.

SO ORDERED:

---

United States District Judge