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*Attorneys for Respondents*

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

BRANDEN JOHN DURST, a qualified  
elector of the State of Idaho

Petitioner,

v.

IDAHO COMMISSION FOR  
REAPPORTIONMENT, and LAWERENCE  
DENNEY, Secretary of State of the State of  
Idaho, in his official capacity,

Respondents.

Supreme Court Dkt. Nos. 49261-2021  
49267-2021, 49295-2021, and 49353-2021

**MOTION TO FILE CORRECTED  
RESPONDENTS IDAHO COMMISSION  
FOR REAPPORTIONMENT'S AND  
LAWERENCE DENNEY'S RESPONSE  
BRIEF**

ADA COUNTY, a duly formed and existing county pursuant to the laws and constitution of Idaho,

Petitioner,

v.

IDAHO COMMISSION FOR REAPPORTIONMENT, and LAWRENCE DENNEY, Secretary of State of the State of Idaho, in his official capacity,

Respondents.

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SPENCER STUCKI, registered voter pursuant to the laws and Constitution of the State of Idaho,

Petitioner,

v.

IDAHO COMMISSION FOR REAPPORTIONMENT, and LAWRENCE DENNEY, Secretary of State of the State of Idaho, in his official capacity,

Respondents.

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CHIEF J. ALLAN, a registered voter of the State of Idaho and Chairman of the Coeur d'Alene, Tribe, and DEVON BOYER, a registered voter of the State of Idaho and the Shoshone-Bannock Tribes,

Petitioners,

v.

IDAHO COMMISSION FOR REAPPORTIONMENT, and LAWRENCE DENNEY, Secretary of State of the State of Idaho, in his official capacity,

Respondents

Respondents Idaho Commission for Reapportionment and Lawrence Denney respectfully request leave to file a corrected response brief. Upon review of the response brief that Respondents filed on December 16, 2021, Respondents discovered two typographical errors that substantively change the brief's content. Page one of the filed response brief incorrectly states,

*Plan L084* has a maximum population deviation of 5.84% and only divides eight counties. In comparison to the plans advanced by Petitioners, which contain much higher and regionally distributed deviations, the small population deviations in *Plan L084* are distributed fairly throughout the State.

Respondents Idaho Commission for Reapportionments' and Lawrence Denney's Response Brief, filed December 16, 2021, at 1 (emphasis added). In both cases, "Plan L084" should be replaced with "Plan L03."

Respondents therefore request leave to file the attached Corrected Respondents Idaho Commission for Reapportionments' and Lawrence Denney's Response Brief, in which these errors are corrected.

DATED this 17th day of December, 2021.

STATE OF IDAHO  
OFFICE OF THE ATTORNEY GENERAL

By: /s/ Megan A. Larrondo  
Megan A. Larrondo  
Deputy Attorney General

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on December 17, 2021, I filed the foregoing electronically through the iCourt E-File system, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notification of Service.

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*Counsel for Petitioners Chief Allan and  
Devon Boyer*

I HEREBY FURTHER CERTIFY that on December 17, 2021, I served the following party to be served by electronic means (personal email) and via U.S. Mail, First Class.

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*Pro Se Petitioner*

By: Megan A. Larrondo  
Megan A. Larrondo