

Virginia:

In the Circuit Court of the City of Richmond, John Marshall Courts Building

REPUBLIC NATIONAL COMMITTEE,
MATTHEW HURTT, AND RITE PAC,

Plaintiffs,

v.

Case Nos: CL26-2003

VIRGINIA STATE BOARD OF ELECTIONS, et al.,

Defendants.

ORDER

On August 5, 2026, came the parties to be heard on Defendants' Plea in Bar based on Sovereign Immunity and Lack of Standing on Behalf of All Defendants and on Defendants' Demurrer on Behalf of All Defendants. The parties briefed additional matters and presented additional materials to the Court with the last filing related to the aforementioned pleadings being filed on August 17, 2026.

On August 14, 2026, Plaintiffs filed its Motion for Leave to File First Amended Complaint which included a proposed Consent Order as well as a Draft First Amended Complaint. On August 27, 2026, Defendants filed a letter informing the Court it would follow up with mutually agreeable dates for a hearing. On September 2, 2026, Defendants filed a letter citing November 9, 2026 and November 20, 2026 as their available dates for hearing.

On September 9, 2026, the Court entered its Order Sustaining the Plea in Bar based on Sovereign Immunity. After which, Defendants filed its Opposition to Plaintiffs' Motion for Leave to File First Amended Complaint. On September 11, 2026, Plaintiffs and Defendants submitted

letters to the Office of the Clerk with their available dates for hearing on the Motion for Leave to File the First Amended Complaint.¹

Upon a review of the prior proceedings, the Court rules as follows:

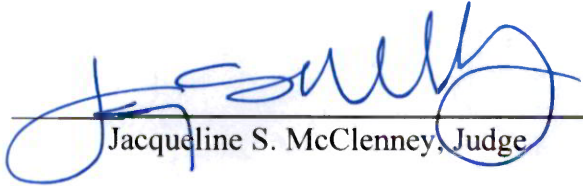
The Court hereby **VACATES** the Order of September 9, 2026, and **ORDERS** the parties to comply with the Suggested Practices and Procedures of the 13th Judicial Circuit for purposes of scheduling a hearing on any outstanding Motions.²

Pursuant to Rule 1:13 of the Supreme Court of Virginia, the Court dispenses with the parties' endorsement of this Order.

The Clerk is directed to forward a certified copy of this Order to the parties.

IT IS SO ORDERED.

ENTER: 09/28 / 2026


Jacqueline S. McClenney, Judge

¹ On its face, without more, it appears the parties did not reach a mutually agreeable date and subsequently follow the Suggested Practices and Procedures for the 13th Judicial Circuit. These Suggested Practices and Procedures regarding scheduling, docketing and noticing hearings can be found at www.courts.state.va.us under Virginia's Court System, Circuit Court, Richmond.

² The Court, via its Judicial Assistant, submitted its available dates for hearing via electronic mail on September 28, 2026.