




background regarding the two modes of voting would be necessary in conjunction with the forthcoming motion to dismiss. Defendants need not present a lengthy discussion of the procedural history or the boilerplate standard of review.

Accordingly, for these reasons, the Court **GRANTS IN PART** and **DENIES IN PART** Defendants' motion. State Defendants **SHALL** be permitted to file a brief **NOT TO EXCEED 35 PAGES**.

**IT IS SO ORDERED** this 23rd day of October, 2019.

  
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**Amy Totenberg**  
**United States District Judge**