

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

ROBYN RENEE ESSEX,)

Plaintiff,)

and)

BENJAMIN D. CRAIG,)

Intervenor-Plaintiff,)

LARRY WINN, III,)

Intervenor-Plaintiff,)

FRANK BEER,)

Intervenor-Plaintiff,)

WILLIAM ROY, JR.,)

Intervenor-Plaintiff,)

PAUL T. DAVIS,)

Intervenor-Plaintiff,)

**KANSAS SENATOR THOMAS C.
OWENS,**)

Intervenor-Plaintiff,)

CIVIL ACTION

Case No. 12-CV-04046-KHV-DJW

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)
MARY PILCHER-COOK,)
Kansas State Senator)
)
Intervenor-Plaintiff,)
)
)
GREGG PHILIP SNELL)
)
Intervenor-Plaintiff)
)
)
CARRI PERSON)
)
Intervenor-Plaintiff)
)
)
v.)
)
)
KRIS W. KOBACH,)
Kansas Secretary of State)
)
Defendant.)
)

**ANSWER OF DEFENDANT KRIS W. KOBACH TO INTERVENOR
INTERVENOR-PLAINTIFFS CRAIG AND WINN**

COMES NOW, Defendant Kris W. Kobach in his official capacity as Kansas Secretary of State (the “Defendant”), by and through counsel himself and Ryan A. Kriegshauser and for his Answer to the intervenor-complaints of Benjamin Craig, Lary Winn, III, and states the following to the best of present knowledge and belief:

Intervenor-Plaintiffs Craig and Winn

1. Defendant lacks sufficient knowledge and information to form a belief about the

information contained in Paragraph 1 of the Complaint of Plaintiffs Craig and Winn. Defendant admits that Plaintiffs Craig and Winn are registered voters. However, Defendant denies that Plaintiff Craig resides at 12509 Knox Street, Overland Park, Kansas. Defendant states that according to Plaintiff Craig's voter registration form, he resides at 12529 Knox Street, Overland Park, Kansas.

2. Paragraph 2 of the Complaint by Plaintiffs Craig and Winn is admitted.

3. Paragraph 3 of the Complaint by Plaintiffs Craig and Winn is admitted.

4. Defendant lacks sufficient knowledge and information to form a belief about the information contained in Paragraph 4 of the Complaint by Plaintiffs Craig and Winn.

5. Defendant lacks sufficient knowledge and information to form a belief about the information contained in Paragraph 5 of the Complaint by Plaintiffs Craig and Winn.

6. Paragraph 6 of the Complaint by Plaintiffs Craig and Winn is admitted.

7. Paragraph 7 of the Complaint by Plaintiffs Craig and Winn is admitted.

8. Defendant admits the allegations in the first sentence of paragraph 8. The remaining allegation in paragraph 8 is a legal conclusion to which no response is required.

9. Defendant lacks sufficient knowledge and information to form a belief about the information contained in Paragraph 9 of the Complaint by Plaintiffs Craig and Winn.

10. Defendant lacks sufficient knowledge and information to form a belief about the information contained in Paragraph 10 of the Complaint by Plaintiffs Craig and Winn.

11. The text of the Constitution speaks for itself. The remaining allegations in Paragraph 11 of the Complaint filed by Winn and Craig are legal conclusions to which no response is required.

12. The allegations in Paragraph 12 of Complaint filed by Winn and Craig are legal conclusions to which no response is required.

13. The allegations in Paragraph 13 of Complaint filed by Winn and Craig are legal conclusions to which no response is required.

All allegations not specifically and expressly admitted herein are hereby denied.

WHEREFORE, Defendant respectfully asks this Court for the following relief:

1. The Court, through its three judge panel, issue a permanent injunction and judgment decreeing that the plan of legislative apportionment established in 2002 by the Kansas Legislature in Chapter 4 of the Kansas Statutes may not hereafter be used as a valid plan of legislative apportionment, congressional apportionment, and State Board of Education apportionment.

2. The Court issue an order including a valid plan of legislative apportionment, congressional apportionment, and State Board of Education apportionment based on maps introduced in the Kansas legislature. Alternatively, Defendant stands ready to submit valid plans of legislative apportionment, congressional apportionment, and State Board of Education apportionment for the Court's consideration and issuance.

Respectfully submitted,

**OFFICE OF THE KANSAS
SECRETARY OF STATE**

By: /s/ Ryan A. Kriegshauser
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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was served on counsel for Plaintiff via the Court's Electronic Filing System, this 23rd day of May, 2012.

/s/ Ryan A. Kriegshauser
Attorney for the Defendant