

McGuire Woods LLP  
888 16th Street N.W.  
Suite 500  
Black Lives Matter Plaza  
Washington, DC 20006  
Phone: 202.857.1700  
Fax: 202.857.1737  
www.mcguirewoods.com

**John S. Moran**  
Direct: 202.828.2817  
Fax: 202.828.3327  
jmoran@mcguirewoods.com

McGUIREWOODS

September 13, 2023

**Via CM/ECF**

David J. Smith  
Clerk of Court  
U.S. Court of Appeals for the Eleventh Circuit  
56 Forsyth St., N.W.  
Atlanta, GA 30303

Re: *State of Georgia v. Mark R. Meadows*, No. 23-12958  
Letter pursuant to Federal Rule of Appellate Procedure 28(j)

Dear Mr. Smith:

Defendant-Appellant Mark R. Meadows writes to bring to the Court's attention two recent developments relevant to his pending Emergency Motion for Stay Pending Appeal and for Expedited Review. *See* ECF No. 4, No. 23-12958 (11th Cir. Sept. 11, 2023).

First, in his Emergency Motion, Mr. Meadows informed this Court that he had moved for a stay in the district and would update this Court the district court ruled. *See id.* at 1 n.1. The district court has since denied Mr. Meadows's stay motion. *See Order, State of Georgia v. Mark R. Meadows*, No. 1:23-CV-03621-SCJ, ECF. No. 80 (N.D. Ga. Sept. 12, 2023) (Attachment A).

Second, Mr. Meadows raised in his Emergency Motion the risk that "the State will continue seeking to try Meadows *in 42 days* starting October 23, 2023." ECF No. 4, at 18. In its opposition, the State argues that "the October 23, 2023, trial date set for certain defendants may ultimately be of no consequence to" Mr. Meadows because, on September 6, he "filed a motion to sever in the Superior Court of Fulton County." ECF No. 11, No. 23-12958, at 13 n.3 (11th Cir. Sept. 13, 2023). Just yesterday, however, the State again asked the state court to bring all defendants, including Mr. Meadows, to trial on October 23. *See State's Post-Hearing Brief, State of Georgia v. Donald J. Trump, et al.*, Case No. 23SC188947 (Sept. 12, 2023) (Attachment B).

Mr. Meadows respectfully submits that these developments support his Emergency Motion and support the entry of a stay of the Remand Order, or alternatively, injunctive relief against further prosecution in state court pending appeal.

September 13, 2023

Page 2

Sincerely,

*/s/ John S. Moran*

\_\_\_\_\_  
John S. Moran

*Counsel for Defendant-Appellant Mark R. Meadows*

Attachments (2)