

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Oct 30, 2020**

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

STATE OF WASHINGTON, STATE OF  
COLORADO, STATE OF  
CONNECTICUT, STATE OF ILLINOIS  
STATE OF MARYLAND, STATE OF  
MICHIGAN, STATE OF MINNESOTA,  
STATE OF NEVADA, STATE OF NEW  
MEXICO, STATE OF OREGON, STATE  
OF RHODE ISLAND, STATE OF  
VERMONT, COMMONWEALTH OF  
VIRGINIA, and STATE OF  
WISCONSIN,

Plaintiffs,

v.

DONALD J. TRUMP, in his official  
capacity as President of the United States  
of America; UNITED STATES OF  
AMERICA; LOUIS DEJOY, in his official  
capacity as Postmaster General; UNITED  
STATES POSTAL SERVICE,

Defendants.

No. 1:20-CV-03127-SAB

**ORDER REGARDING  
ELECTION MAIL**

1           Whereas, postal facilities already conduct daily “all clears” to identify all  
2 Election Mail in the facility and ensure that it is processed in a timely way,

3           Whereas, USPS collects reports from facilities regarding daily “all clear”  
4 activity,

5           It is **ORDERED** that:

6           1.     Starting November 1, 2020 and continuing through November 10,  
7 2020, each day by 10:00 AM Pacific Time, USPS shall report to the Court the prior  
8 day’s “all clear” status for each facility and processing center in the Detroit and  
9 Lakeland Districts;

10          2.     By 1:00 PM Pacific Time each day, USPS shall provide an  
11 explanation for any facility that fails to report or that reports non-compliance;

12          3.     If USPS identifies any incoming ballots in its “all clear” processes in  
13 these facilities from the date of this order through Election Day, it shall make every  
14 effort to deliver those ballots by 8:00 PM local time on Election Day as required by  
15 Michigan and Wisconsin law, including by using Priority Mail Express and/or  
16 other extraordinary measures;

17          4.     If USPS identifies any outgoing ballots in its “all clear” processes in  
18 these facilities between the date of this order and November 1, 2020, it shall make  
19 every effort to deliver those ballots to voters on or before November 2, 2020,  
20 including by using Priority Mail Express or other extraordinary measures.

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1           5.       Counsel for Plaintiffs shall have reasonable access to USPS facilities  
2 to monitor compliance with the Court's orders. The parties' counsel shall attempt  
3 to reach agreement on any inspection requests. If they cannot reach agreement, the  
4 parties may bring requests to the Court.

5           **IT IS SO ORDERED.** The Clerk of Court is directed to enter this Order  
6 and forward copies to counsel.

7           **DATED** this 30th day of October 2020.



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A handwritten signature in blue ink that reads "Stanley A. Bastian".

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Stanley A. Bastian  
Chief United States District Judge