

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

UNITED STATES OF AMERICA,

*Plaintiff,*

v.

C.A. No. 25-cv-01453-RGA

ANTHONY ALBENCE, in his official  
capacity as State Election Commissioner of  
the State of Delaware,

*Defendant.*

**MOTION OF LATIN AMERICAN COMMUNITY CENTER, LA ESPERANZA,  
DELAWARE COALITION AGAINST DOMESTIC VIOLENCE, AND JOSE  
MATTHEWS TO DISMISS THE COMPLAINT**

The Latin American Community Center, La Esperanza, Delaware Coalition Against Domestic Violence, and Jose Matthews (together, “Proposed Intervenors”), move to dismiss the Complaint pursuant to Rule 12 of the Federal Rules of Civil Procedure for failure to state a claim for which relief may be granted. A memorandum setting forth the facts and legal argument necessary to support their motion, with exhibits attached, is being filed concurrently herewith.

The requests propounded by the U.S. Department of Justice (“DOJ”) on the State of Delaware, as set forth in the Complaint, do not satisfy the core statutory requirement that any federal demand for information under the Civil Rights Act of 1960 include a disclosure of “the basis and the purpose” for the federal data request. 52 U.S.C. § 20703. Because the United States has not fully and accurately disclosed the basis and the purpose of its request for hundreds of thousands of Delawareans’ sensitive personal data, and because the United States’ request for this data without any redaction or protections for voters’ privacy is unlawful, the United States has failed to state a claim. This Court should dismiss this action.

## CONCLUSION

The Court should dismiss the Complaint.

Respectfully submitted,

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\* Application for admission *pro hac*  
*vice* forthcoming

Dated: February 3, 2026