

LARRY KRASNER, in his official capacity
as the District Attorney of Philadelphia,

Petitioner,

v.

SENATOR KIM WARD, in her official
capacity as Interim President Pro Tempore
of the Senate; REPRESENTATIVE
TIMOTHY R. BONNER, in his official
capacity as an impeachment manager;
REPRESENTATIVE CRAIG WILLIAMS,
in his official capacity as an impeachment
manager; REPRESENTATIVE JARED
SOLOMON, in his official capacity as an
impeachment manager; and JOHN DOES,
in their official capacities as members of
the SENATE IMPEACHMENT
COMMITTEE;

Respondents.

Docket No. 563 MD 2022

**MOTION FOR LEAVE TO FILE BRIEF OF *AMICUS CURIAE* AMERICAN CIVIL
LIBERTIES UNION OF PENNSYLVANIA AND POWER INTERFAITH IN SUPPORT
OF PETITIONERS**

Pursuant to Pa. R.A.P. 531(b)(i)(iii), the American Civil Liberties Union of Pennsylvania and Power Interfaith, by and through the undersigned attorneys, hereby seek leave from this Honorable Court to file a brief in support of the Petition's Application for Summary Relief and Expedited Briefing. In support of this Application, the Amici Curiae aver as follows:

1. *Amici* are two non-profit organizations representing the interests of thousands of their members in southeastern Pennsylvania who expressed support for Petitioner Krasner's stated policy goals by voting overwhelmingly to elect him to serve as the Philadelphia District Attorney in 2017, and then to reelect him in 2021.

2. Among *Amicus Curiae* ACLU-PA's goals are the protection of the civil liberties of those who live and work in this Commonwealth, including the right to vote and the rights of defendants in criminal proceedings. The ACLU-PA has expressly supported initiatives that overlap with many of the stated policy goals that the Pennsylvania House of Representatives cited as bases for House Resolution 240, including the elimination of cash bail, alternatives to incarceration and pre-trial detention, legalization of marijuana, decriminalization of sex work in Philadelphia, and bringing balance back to sentencing. Whether the General Assembly has authority to impeach an elected county official for his efforts to end mass incarceration and racial inequities in the criminal justice system is thus an issue of vital importance to the ACLU-PA and its members.

3. Among *Amicus Curiae* POWER Interfaith's goals are civic engagement and organizing communities so that the voices of all faiths, races, and income levels are counted and have a say in government. POWER Interfaith represents more than 150 congregations across Southeastern and Central Pennsylvania, and its civic engagement efforts include voter education programs, voter registration drives, information about applying for mail ballots, completing them properly and returning them on time, and "Souls to the Polls" efforts to encourage congregants to vote. On behalf of its members, POWER Interfaith represents the interests of Philadelphia voters in ensuring that their voices are heard through the selection of the voters' chosen candidates.

4. Therefore, the *Amici Curiae* have a direct and substantial interest in ensuring that the General Assembly does not abuse its impeachment power or otherwise violate the Pennsylvania Constitution by improperly seeking to remove a duly-elected public official based on policy differences, and that the relief sought by Petitioner in the Application for Summary Relief and Expedited Briefing is granted.

5. If leave is granted, *Amici* intend to file the brief attached to this Application as Exhibit “A.” The Amici Curiae believe this Honorable Court will benefit from the brief they seek to file, because it provides discussion of the constitutional safeguards applicable to the impeachment process, and in particular their necessity to the preservation and protection of popular sovereignty in our Commonwealth.

CONCLUSION

For the foregoing reasons, the Court should grant leave and permit *Amici Curiae* to file the attached brief in favor of the Petitioner.

Respectfully submitted,

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