



# Attorney General Doug Peterson

# News Release

FOR IMMEDIATE RELEASE  
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One month ago, on November 9, 2020, the State of Nebraska joined an [amicus brief](#) in the U.S. Supreme Court in a case challenging the Pennsylvania Supreme Court's decision to extend the deadline for absentee ballots beyond election day. That decision violates the Constitution's separation-of-powers principle that only state legislatures—not state courts—have the authority to adopt or change election rules for choosing the President. The Supreme Court has yet to decide whether they will hear this case.

"The Supreme Court has recognized that in presidential elections 'the impact of the votes cast in each State is affected by the votes cast . . . in other States,'" said Nebraska Attorney General Doug Peterson. "This means that Nebraskans—no less than citizens in other States—have a strong interest in ensuring that presidential elections comply with the Constitution. This is an important interest that my office takes very seriously."

A few days ago, the State of Texas filed a lawsuit with the U.S. Supreme Court raising serious allegations regarding the integrity of the electoral process. Today, the State of Nebraska joined an [amicus brief](#) filed in that case. The brief, which was filed by Missouri Attorney General Eric Schmitt and signed by 17 total States, focused its arguments on (1) the separation-of-powers principles requiring that all changes to state election laws be made only by state legislatures and (2) the need for election safeguards to minimize the risks of voting irregularities.

"I fully concur with the Attorney General's decision to have the State of Nebraska join as an amicus in this case," said Secretary of State Bob Evnen. "It is absolutely essential that credible claims of election irregularities be brought to light and fully investigated."

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