

November 7, 2020

Biden Declared by News Networks To Be America's Next President

While the states of Georgia and North Carolina have not yet been called, and President Trump has not conceded the election's outcome, former Vice President Joseph R. Biden, Jr., is expected to be the next President of the United States and Senator Kamala Harris the Vice President-elect, and the first woman and person of color to serve in that role.

After being declared the winner in Pennsylvania by many media organizations, President-elect Biden has won states with 290 Electoral College votes, more than the 270 votes required to be elected, while President Trump has won states with 217 Electoral College votes.

With over 5 million votes nationwide still to be counted, Biden holds a majority of the national popular vote, with a lead of about 5.1 million votes (about 3.4 %) that is anticipated to expand as more votes from the West Coast, especially California, are counted. This is the seventh time in the last eight presidential elections that the Democratic candidate has won the popular vote.

President Trump and his supporters have initiated multiple lawsuits seeking to dispute and overturn these election results. However, unless these legal actions ultimately persuade the courts to disqualify sufficient ballots in states that have been called for Biden in a manner that would alter the Electoral College result, an outcome that appears highly unlikely, the presidential race is over.



Control of the Senate Will Be Determined by Two Georgia Runoff Elections on January 5, 2021

In the Senate, at this writing Republicans have secured 50 seats and Democrats control 48 seats. Democrats have achieved a net gain of only one seat to date, with 2 races in Georgia uncalled. With a Democratic White House, Democrats need to pick up two more seats in order to capture the Senate. Under Georgia law, US Senate candidates must receive 50% of the total votes cast or face a runoff election. As none of the candidates reached the 50% threshold, there will be two runoff Senate elections in Georgia on January 5, 2021. If Republicans win at least one of these two races, Senator Mitch McConnell will remain the Majority Leader, while Democrats will control the chamber if they win both runoffs.

Democrats will continue to have the majority in the House of Representatives, but with a narrowed margin, to the surprise of many Democrats who were expecting at least modest gains to their House majority. Thus far, Republicans have achieved a net pick-up of about six seats.

Click here to see our Election Results on One Page, our preview of the Biden Transition Team members and a look ahead to potential Biden Cabinet members.

Your Key Contacts



Thurbert Baker

Partner, Atlanta

D +1 404 527 8480

thurbert.baker@dentons.com



Eric J. Tanenblatt

Principal, Washington, DC

D +1 202 496 7373

eric.tanenblatt@dentons.com



John R. Russell, IV

Principal, Washington, DC

D +1 202 408 6392

john.russell@dentons.com