

**U.S. District Court
North Carolina Middle District (NCMD)
CIVIL DOCKET FOR CASE #: 1:20-cv-00457-WO-JLW**

DEMOCRACY NORTH CAROLINA et al v. NORTH
CAROLINA STATE BOARD OF ELECTIONS et al
Assigned to: JUDGE WILLIAM L. OSTEN, JR
Referred to: MAG/JUDGE JOE L. WEBSTER
Case in other court: Fourth Circuit, 20-01728
Cause: 28:1343 Violation of Civil Rights

Date Filed: 05/22/2020
Jury Demand: None
Nature of Suit: 441 Civil Rights: Voting
Jurisdiction: Federal Question

Plaintiff

**LEAGUE OF WOMEN VOTERS OF
NORTH CAROLINA**

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Date Filed	#	Docket Text
05/22/2020	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400 receipt number 0418-2811511.), filed by REGINA WHITNEY EDWARDS, DEMOCRACY NORTH CAROLINA, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, ROBERT K PRIDDY II, LELIA BENTLEY, DONNA PERMAR, JOHN P. CLARK, MARGARET B CATES. (Attachments: # <u>1</u> Exhibit 1 – March 26 Letter, # <u>2</u> Exhibit 2 – April 22 Letter, # <u>3</u> Exhibit 3 – CD11 Letter)(RIGGS, ALLISON) (Entered: 05/22/2020)
05/22/2020	<u>2</u>	CORPORATE DISCLOSURE STATEMENT filed pursuant to FRCP 7.1(a) by Plaintiff DEMOCRACY NORTH CAROLINA. (RIGGS, ALLISON) (Entered: 05/22/2020)
05/22/2020	<u>3</u>	CORPORATE DISCLOSURE STATEMENT filed pursuant to FRCP 7.1(a) by Plaintiff LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA. (RIGGS, ALLISON) (Entered: 05/22/2020)
05/26/2020	<u>4</u>	Summons Issued as to All Defendants. (Attachments: # <u>1</u> Summons – Damon Circosta, # <u>2</u> Summons – Stella Anderson, # <u>3</u> Summons – Ken Raymond, # <u>4</u> Summons – Jeff Carmon, III, # <u>5</u> Summons – Karen Brinson Bell, # <u>6</u> Summons –

		NCDOT, # <u>7</u> Summons – J. Eric Boyette, # <u>8</u> Summons – NCDHHS, # <u>9</u> Summons – Mandy Cohen, # <u>10</u> Summons – David C. Black) (Sheets, Jamie) (Entered: 05/26/2020)
05/26/2020	<u>5</u>	Notice of Right to Consent. Counsel shall serve the attached form on all parties. (Attachments: # <u>1</u> Consent Form) (Sheets, Jamie) (Entered: 05/26/2020)
05/26/2020		CASE REFERRED to Mediation pursuant to Local Rule 83.9b of the Rules of Practice and Procedure of this Court. Please go to our website under Attorney Information for a list of mediators which must be served on all parties. (Sheets, Jamie) (Entered: 05/26/2020)
05/26/2020		Case ASSIGNED to JUDGE WILLIAM L. OSTEEEN, JR and MAG/JUDGE JOE L. WEBSTER. (Sheets, Jamie) (Entered: 05/26/2020)
05/29/2020	<u>6</u>	AFFIDAVIT OF SERVICE as to All Defendants. (RIGGS, ALLISON) (Entered: 05/29/2020)
06/04/2020	<u>7</u>	Joint MOTION for Leave to File Excess Pages <i>for Preliminary Injunction Briefing</i> by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II. (Attachments: # <u>1</u> Text of Proposed Order)(RIGGS, ALLISON) (Entered: 06/04/2020)
06/05/2020	<u>8</u>	First AMENDED COMPLAINT against defendant STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND, SUSAN SCHAFFER, WALTER HUTCHINS, filed by REGINA WHITNEY EDWARDS, DEMOCRACY NORTH CAROLINA, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, ROBERT K. PRIDDY II, LELIA BENTLEY, DONNA PERMAR, JOHN P. CLARK, MARGARET B. CATES, SUSAN SCHAFFER, WALTER HUTCHINS.(RIGGS, ALLISON) (Entered: 06/05/2020)
06/05/2020	<u>9</u>	MOTION for Preliminary Injunction <i>and Consent Request to Expedite Briefing/Consideration</i> by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. Response to Motion due by 6/19/2020 (RIGGS, ALLISON) (Entered: 06/05/2020)
06/05/2020	<u>10</u>	BRIEF re <u>9</u> MOTION for Preliminary Injunction <i>and Consent Request to Expedite Briefing/Consideration</i> by Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER filed by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (RIGGS, ALLISON) (Entered: 06/05/2020)
06/05/2020	<u>11</u>	Additional Attachments to Main Document re <u>10</u> Brief,, <i>Index of Plaintiff Declarations</i> . (Attachments: # <u>1</u> Exhibit Lopez Declaration, # <u>2</u> Exhibit Nicholas Declaration, # <u>3</u> Exhibit Permar Declaration, # <u>4</u> Exhibit Clark Declaration, # <u>5</u> Exhibit Cates Declaration, # <u>6</u> Exhibit Bentley Declaration, # <u>7</u> Exhibit Edwards Declaration, # <u>8</u> Exhibit Priddy Declaration, # <u>9</u> Exhibit Hutchins Declaration, # <u>10</u> Exhibit Schaffer Declaration)(RIGGS, ALLISON) (Entered: 06/05/2020)
06/05/2020	<u>12</u>	Additional Attachments to Main Document re <u>10</u> Brief,, <i>Index of Additional Declarations</i> . (Attachments: # <u>1</u> Exhibit Dr. Murray Declaration, # <u>2</u> Exhibit Dr. Gronke Declaration, # <u>3</u> Exhibit Bartlett Declaration, # <u>4</u> Exhibit Tutor Declaration, # <u>5</u> Exhibit Ketchie Declaration, # <u>6</u> Exhibit Riggs Declaration, # <u>7</u> Exhibit Riggs Exhibits 1–10, # <u>8</u> Exhibit Riggs Exhibits 11–17, # <u>9</u> Exhibit Riggs Exhibits 18–23)(RIGGS, ALLISON) (Entered: 06/05/2020)

06/05/2020	<u>13</u>	NOTICE of Appearance by attorney ALEXANDER MCCLURE PETERS on behalf of Defendants STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND (PETERS, ALEXANDER) (Entered: 06/05/2020)
06/05/2020	<u>14</u>	NOTICE of Appearance by attorney KATHRYNE E. HATHCOCK on behalf of Defendants STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND (HATHCOCK, KATHRYNE) (Entered: 06/05/2020)
06/08/2020		TEXT ORDER – Plaintiffs have filed a motion for preliminary injunction and expedited consideration. (Doc. 9.) The parties are ordered to confer regarding a briefing schedule and whether an evidentiary hearing may be required. The parties shall file a joint status report with the court as to a proposed briefing schedule by Wednesday, June 10, 2020, at 5 p.m. [Issued by JUDGE WILLIAM L. OSTEN, JR., on 06/08/2020.] (Cable, Frances) (Entered: 06/08/2020)
06/10/2020	<u>15</u>	NOTICE of Appearance by attorney NICOLE JO MOSS on behalf of Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE (MOSS, NICOLE) (Entered: 06/10/2020)
06/10/2020	<u>16</u>	MOTION to Intervene by PHILIP E. BERGER, TIMOTHY K. MOORE. Response to Motion due by 7/1/2020 (Attachments: # <u>1</u> Supplement Proposed Answer, # <u>2</u> Text of Proposed Order Proposed Order)(MOSS, NICOLE) (Entered: 06/10/2020)
06/10/2020	<u>17</u>	MEMORANDUM filed by Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE re <u>16</u> MOTION to Intervene filed by PHILIP E. BERGER, TIMOTHY K. MOORE. (Attachments: # <u>1</u> Affidavit Declaration of Nicole J. Moss, # <u>2</u> Exhibit A – Letter re H1169 from AG Stein, # <u>3</u> Exhibit B – 2019–06–19 Holmes – State Defs.' Resp. to PI Motion, # <u>4</u> Exhibit C – Press Release– AG Dismisses Case, # <u>5</u> Exhibit D – Gov. on SCOTUS Decision)(MOSS, NICOLE) (Entered: 06/10/2020)
06/10/2020	<u>18</u>	JOINT STATUS REPORT filed by all parties. Est. Trial Days: 1. (RIGGS, ALLISON) (Entered: 06/10/2020)
06/10/2020		TEXT ORDER – The court hereby adopts the parties' briefing schedule as set out in the Joint Status Report, (Doc. 18). Defendants' response to Plaintiffs' motion for preliminary injunction is due on June 19, 2020, by 5 p.m. Plaintiffs' reply is due on June 26, 2020, by 5 p.m. The parties shall notify the court at the earliest possible time as to whether an evidentiary hearing is required. The court declines to set a date for oral argument or hearing before the parties determine whether an evidentiary hearing is necessary and if so, the anticipated length of the hearing. This court is not available for any type of hearing on July 2, 2020. [Issued by JUDGE WILLIAM L. OSTEN, JR., on 06/10/2020.] (Cable, Frances) (Entered: 06/10/2020)
06/11/2020	<u>19</u>	NOTICE of Appearance by attorney DAVID H. THOMPSON on behalf of Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE (THOMPSON, DAVID) (Entered: 06/11/2020)
06/11/2020	<u>20</u>	NOTICE of Appearance by attorney PETER A. PATTERSON on behalf of Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE (PATTERSON, PETER) (Entered: 06/11/2020)
06/11/2020	<u>21</u>	ORDER signed by JUDGE WILLIAM L. OSTEN, JR on 06/11/2020, that the parties' Joint Motion, (Doc. <u>7</u>), is GRANTED, that Plaintiffs may file a memorandum in support of their motion for preliminary injunction of up to 15,000 words in length, that Defendants may file a response in opposition to Plaintiffs motion for preliminary injunction of up to 15,000 words in length, and that Plaintiffs may file a reply memorandum in support of their motion for preliminary injunction of up to 7,500 words in length.(Taylor, Abby) (Entered: 06/11/2020)

06/11/2020		TEXT ORDER – Philip E. Berger and Timothy K. Moore, in their official capacities, have filed a motion to intervene, (Doc. 16), to oppose Plaintiffs' suit. Given the abbreviated briefing schedule for the preliminary injunction motion, the court finds a shorter period of time for responsive briefs to the motion to intervene is necessary than might be allowed as the normal response time. Pursuant to LR 7.3(f), the parties shall submit objections or responses to the motion to intervene by Friday, June 12, 2020, at 12 p.m. [Issued by JUDGE WILLIAM L. OSTEEN, JR., on 06/11/2020.] (Cable, Frances) (Entered: 06/11/2020)
06/11/2020	<u>22</u>	NOTICE of Appearance by attorney JEFFREY LOPERFIDO on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (LOPERFIDO, JEFFREY) (Entered: 06/11/2020)
06/12/2020	<u>23</u>	RESPONSE filed by Defendants STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND re <u>16</u> MOTION to Intervene filed by TIMOTHY K. MOORE, PHILIP E. BERGER filed by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. Replies due by 6/26/2020 (PETERS, ALEXANDER) (Entered: 06/12/2020)
06/12/2020	<u>24</u>	RESPONSE in Opposition re <u>16</u> MOTION to Intervene filed by TIMOTHY K. MOORE, PHILIP E. BERGER filed by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. Replies due by 6/26/2020 (RIGGS, ALLISON) (Entered: 06/12/2020)
06/12/2020	<u>25</u>	STATUS REPORT <i>JOINT OF PLAINTIFFS AND DEFENDANTS</i> by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (RIGGS, ALLISON) (Entered: 06/12/2020)
06/12/2020		TEXT ORDER – Upon consideration of the parties' briefs, (Docs. 23, 24), IT IS HEREBY ORDERED that the Motion to Intervene, (Doc. 16), under Federal Rule of Civil Procedure 24(b) is GRANTED . A short order addressing the motion to intervene will be issued early next week. Intervenor are ordered to adhere to the briefing schedule set out in the June 10, 2020 Text Order. Plaintiffs have requested that the court limit the General Assembly's ability to take discovery. (Doc. 24 at 18–19 n.1.) The court is not aware of any party to this case participating in discovery but the court will not impose limits on discovery as to any party at this time. [Issued by JUDGE WILLIAM L. OSTEEN, JR., on 06/12/2020.] (Cable, Frances) (Entered: 06/12/2020)
06/15/2020	<u>26</u>	ORDER signed by JUDGE WILLIAM L. OSTEEN, JR on 06/15/2020, that Proposed Intervenor's Motion to Intervene, (Doc. <u>16</u>), is GRANTED. FURTHER that Proposed Intervenor shall adhere to the briefing schedule as directed by the court on June 10, 2020. (Text Order 06/10/2020.)(Taylor, Abby) (Entered: 06/15/2020)
06/18/2020	<u>27</u>	Consent MOTION to Amend <i>Complaint and Motion for Preliminary Injunction, and to Extend Briefing Schedule and Word Limit</i> by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. Response to Motion due by 7/9/2020 (Attachments: # <u>1</u> Exhibit Proposed Second Amended Complaint, # <u>2</u> Exhibit Redline of Proposed Second Amended Complaint, # <u>3</u> Exhibit Proposed Amended PI Motion, # <u>4</u> Exhibit Redline of Proposed Amended PI Motion, # <u>5</u> Text of Proposed Order)(RIGGS, ALLISON)

		(Entered: 06/18/2020)
06/18/2020		Motion Submitted re: <u>27</u> Consent MOTION to Amend Complaint and Motion for Preliminary Injunction, and to Extend Briefing Schedule and Word Limit, to JUDGE WILLIAM L. OSTEEN, JR (Welch, Kelly) (Entered: 06/18/2020)
06/18/2020	<u>28</u>	STATUS REPORT <i>Re Defendants' Consent to Motion to Amend</i> by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (RIGGS, ALLISON) (Entered: 06/18/2020)
06/18/2020	<u>29</u>	ORDER signed by JUDGE WILLIAM L. OSTEEN, JR on 06/18/2020, that Plaintiffs' motion (Doc. <u>27</u>) is GRANTED and that: Plaintiffs shall file the proposed Second Amended Complaint appended to their Motion within 24 hours of this Order; Plaintiffs shall file the proposed Amended Motion for Preliminary Injunction within 24 hours of this Order; 3. Defendants' and Defendant-Intervenors' responses to Plaintiffs' Motion for Preliminary Injunction are due on June 26, 2020, by 11:59 p.m.; Plaintiffs' Reply is due on July 2, 2020, by 11:59 p.m. 5. Defendant-Intervenors' may submit a response to Plaintiffs' Motion for Preliminary Injunction of up to 15,000 words.(Taylor, Abby) (Entered: 06/18/2020)
06/18/2020	<u>30</u>	Second AMENDED COMPLAINT against defendant All Defendants, filed by REGINA WHITNEY EDWARDS, DEMOCRACY NORTH CAROLINA, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, ROBERT K. PRIDDY II, LELIA BENTLEY, DONNA PERMAR, WALTER HUTCHINS, JOHN P. CLARK, SUSAN SCHAFFER, MARGARET B. CATES.(RIGGS, ALLISON) (Entered: 06/18/2020)
06/18/2020	<u>31</u>	Amended MOTION for Preliminary Injunction by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. Response to Motion due by 6/26/2020 (RIGGS, ALLISON) (Entered: 06/18/2020)
06/18/2020	<u>32</u>	MOTION to Intervene by REPUBLICAN NATIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA. Response to Motion due by 7/9/2020 (Attachments: # <u>1</u> Proposed Answer)(TOBIN, R.) (Entered: 06/18/2020)
06/18/2020	<u>33</u>	(See Doc. <u>34</u> – Corrected Document) MEMORANDUM filed by REPUBLICAN NATIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA, Republican National Committee re <u>32</u> MOTION to Intervene filed by National Republican Congressional Committee, National Republican Senatorial Committee, REPUBLICAN PARTY OF NORTH CAROLINA, Republican National Committee. (Attachments: # <u>1</u> Declaration, # <u>2</u> Declaration, # <u>3</u> Declaration, # <u>4</u> Declaration)(TOBIN, R.) (Entered: 06/19/2020)
06/19/2020	<u>34</u>	CORRECTED DOCUMENT (MEMORANDUM) re: <u>33</u> Memorandum (Attachments: # <u>1</u> Declaration, # <u>2</u> Declaration, # <u>3</u> Declaration, # <u>4</u> Declaration)(TOBIN, R.) (Entered: 06/19/2020)
06/19/2020		TEXT ORDER – The Republican National Committee, the National Republican Senatorial Committee, the National Republican Congressional Committee, and the North Carolina Republican Party have filed a motion to intervene, (Doc. 32), to oppose Plaintiffs' challenges to North Carolina election law. Given the abbreviated briefing schedule for the preliminary injunction motion, the court finds a shorter period of time for responsive briefs to the motion to intervene is necessary than might be allowed as the normal response time. Pursuant to LR 7.3(f), the parties shall submit objections or responses to the motion to intervene, (Doc. 32), by Monday, June 22, 2020, at 5 p.m. [Issued by JUDGE WILLIAM L. OSTEEN, JR., on 06/19/2020.] (Cable, Frances) (Entered: 06/19/2020)
06/19/2020	<u>35</u>	NOTICE of Appearance by attorney BOBBY R. BURCHFIELD on behalf of Intervenor Parties NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE,

		NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA (BURCHFIELD, BOBBY) (Entered: 06/19/2020)
06/19/2020	<u>36</u>	NOTICE of Appearance by attorney MATTHEW M. LELAND on behalf of Intervenor Parties NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA (LELAND, MATTHEW) (Entered: 06/19/2020)
06/22/2020	<u>37</u>	RESPONSE filed by Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE re <u>32</u> MOTION to Intervene filed by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE filed by PHILIP E. BERGER, TIMOTHY K. MOORE. Replies due by 7/6/2020 (MOSS, NICOLE) (Entered: 06/22/2020)
06/22/2020	<u>38</u>	Corrected document re <u>37</u> Response to Motion,. (MOSS, NICOLE) (Entered: 06/22/2020)
06/22/2020	<u>39</u>	(See <u>46</u> Corrected Document) RESPONSE in Opposition re <u>32</u> MOTION to Intervene filed by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE filed by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. Replies due by 7/6/2020 (PETERS, ALEXANDER) (Entered: 06/22/2020)
06/22/2020	<u>40</u>	NOTICE of Appearance by attorney GEORGE P. VARGHESE on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (VARGHESE, GEORGE) (Entered: 06/22/2020)
06/22/2020	<u>41</u>	NOTICE of Appearance by attorney JOSEPH J. YU on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (YU, JOSEPH) (Entered: 06/22/2020)
06/22/2020	<u>42</u>	NOTICE of Appearance by attorney STEPHANIE LIN on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (LIN, STEPHANIE) (Entered: 06/22/2020)
06/22/2020	<u>43</u>	RESPONSE in Opposition re <u>32</u> MOTION to Intervene filed by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE filed by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (RIGGS, ALLISON) (Entered: 06/22/2020)
06/22/2020	<u>44</u>	NOTICE of Appearance by attorney REBECCA M. LEE on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (LEE, REBECCA) (Entered: 06/22/2020)

06/22/2020	<u>45</u>	NOTICE of Appearance by attorney RICHARD A. INGRAM on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (INGRAM, RICHARD) (Entered: 06/22/2020)
06/23/2020	<u>46</u>	CORRECTED DOCUMENT / RESPONSE in Opposition re <u>32</u> Motion to Intervene, (PETERS, ALEXANDER) Modified on 6/23/2020 to edit title of pleading (Welch, Kelly). (Entered: 06/23/2020)
06/23/2020	<u>47</u>	REPLY, filed by Intervenor Parties NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA, to Response to <u>32</u> MOTION to Intervene filed by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA. (Attachments: # <u>1</u> Exhibit)(BURCHFIELD, BOBBY) (Entered: 06/23/2020)
06/24/2020	<u>48</u>	ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 06/24/2020, that Proposed Intervenor's Motion to Intervene, (Doc. <u>32</u>), is DENIED. (Taylor, Abby) (Entered: 06/24/2020)
06/25/2020	<u>49</u>	MOTION for Leave to Take Depositions in Advance of the Preliminary Injunction Hearing and for Expedited Resolution of this Motion Under L.R. 37.1(b) by PHILIP E. BERGER, TIMOTHY K. MOORE. (Attachments: # <u>1</u> Text of Proposed Order)(MOSS, NICOLE) (Entered: 06/25/2020)
06/26/2020	<u>50</u>	(See <u>58</u> Corrected Document) RESPONSE in Opposition re <u>9</u> MOTION for Preliminary Injunction and Consent Request to Expedite Briefing/Consideration filed by JOHN P. CLARK, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, SUSAN SCHAFFER, WALTER HUTCHINS, REGINA WHITNEY EDWARDS, DEMOCRACY NORTH CAROLINA, MARGARET B. CATES, LELIA BENTLEY, ROBERT K. PRIDDY II, DONNA PERMAR filed by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. Replies due by 7/10/2020 (Attachments: # <u>1</u> Exhibit 1 Bell Declaration, # <u>2</u> Exhibit 2 Jessup Declaration, # <u>3</u> Exhibit 3 Prince Declaration, # <u>4</u> Exhibit 4 Burghardt Declaration, # <u>5</u> Exhibit 5 Speight Declaration)(PETERS, ALEXANDER) Modified on 6/30/2020 – See #58 Corrected Document (Welch, Kelly). (Entered: 06/26/2020)
06/26/2020	<u>51</u>	RESPONSE in Opposition re <u>31</u> Amended MOTION for Preliminary Injunction filed by JOHN P. CLARK, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, SUSAN SCHAFFER, WALTER HUTCHINS, REGINA WHITNEY EDWARDS, DEMOCRACY NORTH CAROLINA, MARGARET B. CATES, LELIA BENTLEY, ROBERT K. PRIDDY II, DONNA PERMAR filed by PHILIP E. BERGER, TIMOTHY K. MOORE. Replies due by 7/10/2020 (Attachments: # <u>1</u> Exhibit 1 HB 1169, # <u>2</u> Exhibit 2 Block Declaration, # <u>3</u> Exhibit 3 Callanan Declaration, # <u>4</u> Exhibit 4 Devore Declaration, # <u>5</u> Exhibit 5 Hawkins Declaration, # <u>6</u> Exhibit 6 Plush Declaration, # <u>7</u> Exhibit 7 Schauder Declaration, # <u>8</u> Exhibit 8 Weatherly Declaration)(MOSS, NICOLE) (Entered: 06/26/2020)
06/26/2020	<u>52</u>	MOTION for Reconsideration re <u>48</u> Order on Motion to Intervene by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA. Response to Motion due by 7/17/2020 (Attachments: # <u>1</u> Text of Proposed Order Reconsideration, # <u>2</u> Text of Proposed Order Amicus Curiae, # <u>3</u> Supplement Proposed Brief of Amicus Curiae, # <u>4</u> Exhibit to Proposed Brief of Amicus Curiae)(BURCHFIELD, BOBBY) (Entered: 06/26/2020)
06/26/2020	<u>53</u>	BRIEF re <u>52</u> MOTION for Reconsideration re <u>48</u> Order on Motion to Intervene by Intervenor Parties NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE,

		NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA filed by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA. (BURCHFIELD, BOBBY) (Entered: 06/26/2020)
06/26/2020	<u>54</u>	CORPORATE DISCLOSURE STATEMENT filed pursuant to FRCP 7.1(a) by Intervenor Parties NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA (BURCHFIELD, BOBBY) (Entered: 06/26/2020)
06/28/2020	<u>55</u>	(Corrected Document – forthcoming) RESPONSE in Opposition re <u>52</u> MOTION for Reconsideration re <u>48</u> Order on Motion to Intervene filed by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE filed by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. Replies due by 7/13/2020 (RIGGS, ALLISON) Modified on 6/29/2020 to reflect filed in error, corrected document forthcoming) (Welch, Kelly). (Entered: 06/28/2020)
06/29/2020	<u>56</u>	NOTICE of Appearance by attorney MICHELLE E. KANTER COHEN on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (KANTER COHEN, MICHELLE) (Entered: 06/29/2020)
06/29/2020	<u>57</u>	RESPONSE in Opposition re <u>52</u> MOTION for Reconsideration re <u>48</u> Order on Motion to Intervene filed by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE filed by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. Replies due by 7/13/2020 (PETERS, ALEXANDER) (Entered: 06/29/2020)
06/29/2020		TEXT ORDER – Legislative Defendants have moved to take depositions prior to the preliminary injunction hearing and have requested an expedited resolution of that motion. (Doc. 49.) The parties have agreed this motion can be resolved in an expedited fashion pursuant to LR 37.1(b). In addition to resolving the motion, this court will set a hearing date and, while the parties have suggested a one-day hearing is sufficient, Legislative Defendants express concern that one day may not be sufficient particularly if no depositions are permitted. (<i>Id.</i> at 3.) This court agrees this issue should be addressed in an expedited fashion. The court therefore directs Plaintiffs and the remaining Defendants to respond to Legislative Defendants' motion, (Doc. 49), if at all, by Tuesday, June 30, 2020, at midnight. In lieu of a telephone conference as described by LR 37.1(b), this court will hold a hearing on Wednesday, July 1, 2020, at 12:30 p.m. in Greensboro Courtroom 1. One attorney on behalf of Plaintiffs and one attorney on behalf of Defendants, other than Legislative Defendants, shall be required to appear and speak for the represented party. While the court prefers that one attorney on behalf of Legislative Defendants appear for this hearing, the court will permit counsel for Legislative Defendants to appear by telephone in light of the short notice. All counsel not appearing in court may make arrangements with the case manager to appear by telephone. However, those appearing by telephone will be allowed only a limited opportunity to argue with respect to the issues. At the hearing, the court will address Legislative Defendants' motion for permission to take depositions, the hearing date, the amount of time allowed for the hearing, and any arrangements necessary for the hearing in light of current conditions. [Issued by JUDGE WILLIAM L. OSTEN,

		JR., on 06/29/2020.] (Cable, Frances) (Entered: 06/29/2020)
06/29/2020		Set Deadlines/Hearings: Motion Hearing set for 7/1/2020 12:30 PM in Greensboro Courtroom #1 before JUDGE WILLIAM L. OSTEEN JR. (Welch, Kelly) (Entered: 06/29/2020)
06/30/2020	<u>58</u>	(Corrected Document) re <u>50</u> Response in Opposition to <u>9</u> MOTION for Preliminary Injunction and Consent Request to Expedite Briefing/Consideration. (Attachments: # <u>1</u> Exhibit 1 Bell Declaration, # <u>2</u> Exhibit 2 Jessup Declaration, # <u>3</u> Exhibit 3 Prince Declaration, # <u>4</u> Exhibit 4 Burghardt Declaration, # <u>5</u> Exhibit 5 Speight Declaration)(PETERS, ALEXANDER) Modified on 6/30/2020 to associate with Motion Doc. <u>9</u> (Welch, Kelly). (Entered: 06/30/2020)
06/30/2020	<u>59</u>	ORDER signed by JUDGE WILLIAM L. OSTEEN, JR on 06/30/2020, that Proposed Intervenor's Motion for Reconsideration, (Doc. <u>52</u>), is DENIED with regard to the motion to reconsider and GRANTED with regard to the request for leave to file amici curiae brief. (Taylor, Abby) (Entered: 06/30/2020)
06/30/2020	<u>60</u>	NOTICE of Appearance by attorney HILARY H. KLEIN on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (KLEIN, HILARY) (Entered: 06/30/2020)
06/30/2020	<u>61</u>	RESPONSE in Opposition re <u>49</u> MOTION for Leave to Take Depositions in Advance of the Preliminary Injunction Hearing and for Expedited Resolution of this Motion Under L.R. 37.1(b) filed by TIMOTHY K. MOORE, PHILIP E. BERGER filed by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (RIGGS, ALLISON) (Entered: 06/30/2020)
07/01/2020	<u>62</u>	MOTION for Extension of Time to File Answer re <u>30</u> Amended Complaint, <i>Second</i> by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. (Attachments: # <u>1</u> Text of Proposed Order)(PETERS, ALEXANDER) (Entered: 07/01/2020)
07/01/2020	<u>63</u>	MOTION to Expand Word Limit and Extend Deadline for Plaintiffs' Reply by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. Response to Motion due by 7/22/2020 (Attachments: # <u>1</u> Text of Proposed Order)(VARGHESE, GEORGE) (Entered: 07/01/2020)
07/01/2020	<u>64</u>	REPLY, filed by Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE, to Response to <u>49</u> MOTION for Leave to Take Depositions in Advance of the Preliminary Injunction Hearing and for Expedited Resolution of this Motion Under L.R. 37.1(b) filed by PHILIP E. BERGER, TIMOTHY K. MOORE. (MOSS, NICOLE) (Entered: 07/01/2020)
07/01/2020		Motions Submitted re: <u>49</u> MOTION for Leave to Take Depositions in Advance of the Preliminary Injunction Hearing and for Expedited Resolution of this Motion Under L.R. 37.1(b), <u>62</u> MOTION for Extension of Time to File Answer re <u>30</u> Amended Complaint, <u>63</u> MOTION to Expand Word Limit and Extend Deadline for Plaintiffs' Reply, to JUDGE WILLIAM L. OSTEEN, JR. (Welch, Kelly) (Entered: 07/01/2020)
07/01/2020		Minute Entry for proceedings held before JUDGE WILLIAM L. OSTEEN, JR., in G-1: Hearing held on 7/1/2020 re <u>9</u> Plaintiffs' Consent Request to Expedite Briefing/Consideration. Attorney Hilary Klein appeared in-person on behalf of Plaintiffs. Attorneys Allison Riggs, Michelle Cohen, Joseph Yu and Stephanie Lin attended telephonically on behalf of Plaintiffs. Attorney Alexander Peters appeared

		in-person on behalf of Defendants. Attorney Beth Hathcock attended telephonically on behalf of Defendants. Attorneys Peter Patterson, David Thompson and Nicole Moss attended telephonically on behalf of the Legislative Defendants. Attorneys Bobby Burchfield, Matt Leland and Scott Tobin attended telephonically on behalf of the Republican Committee. For the reasons stated on the record, after hearing from the parties the Court denied in part plaintiffs' motion to extend the filing of any declarations in support of their reply brief and granted plaintiffs until 7/3/2020 to file their reply in support of their motion for preliminary injunction. Declarations in support are due by 7/2/2020; Court allowed plaintiffs to expand the word limit of their brief from 7,500 words to 10,000 words (Doc. 63 .) Any responses are due on or before 7/6/2020 by 11:00 a.m.; Court directed the parties to consult before the hearing on 7/6/2020 and be prepared to address any issues that could possibly be bifurcated. Status Conference set Monday, July 6, 2020 at 2:00 p.m. Oral Argument Hearing set July 9, 2020 at 9:30 a.m. If it becomes necessary to take evidence or hold additional proceedings they will be set on 7/10/2020 and during the week of 7/20/2020. (Court Reporter Joseph Armstrong.) (Welch, Kelly) Modified on 7/2/2020 to correct the date of the oral argument hearing (Welch, Kelly). (Entered: 07/01/2020)
07/01/2020		Set Deadlines/Hearings: Status Conference set for 7/6/2020 02:00 PM in Greensboro Courtroom #1 before JUDGE WILLIAM L. OSTEEEN JR. (Welch, Kelly) (Entered: 07/01/2020)
07/01/2020		ORAL ORDER denying in part and granting in part <u>63</u> MOTION to Expand Word Limit and Extend Deadline for Plaintiffs' Reply. Issued by JUDGE WILLIAM L. OSTEEEN, JR on 7/1/2020. (See Minute Entry on 7/1/2020) (Welch, Kelly) (Entered: 07/02/2020)
07/01/2020		Set Deadlines/Hearings: Oral Argument Hearing set for 7/9/2020 09:30 AM in Greensboro Courtroom #1 before JUDGE WILLIAM L. OSTEEEN JR. If necessary further proceedings will be set for 7/10/2020 09:30 AM. (Welch, Kelly) (Entered: 07/02/2020)
07/02/2020	<u>65</u>	NOTICE of Appearance by attorney JOSHUA BRIAN HOWARD on behalf of Amicus Public Interest Legal Foundation (HOWARD, JOSHUA) (Entered: 07/02/2020)
07/02/2020	<u>66</u>	MOTION for Leave to File <i>Amicus Curiae Brief in Opposition to Plaintiffs' Motion for Preliminary Injunction</i> by Public Interest Legal Foundation. Response to Motion due by 7/23/2020 (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Text of Proposed Order, # <u>3</u> Proposed Amicus Brief, # <u>4</u> Exhibit)(HOWARD, JOSHUA) (Entered: 07/02/2020)
07/02/2020	<u>67</u>	Corporate Disclosure Statement by Public Interest Legal Foundation. (HOWARD, JOSHUA) (Entered: 07/02/2020)
07/02/2020	<u>68</u>	NOTICE of Appearance by attorney KAYLAN PHILLIPS on behalf of Amicus Public Interest Legal Foundation (PHILLIPS, KAYLAN) (Entered: 07/02/2020)
07/02/2020	<u>69</u>	ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 7/2/2020, that Defendants' motion for extension, (Doc. <u>62</u>), is GRANTED and that State Defendants shall have up to and including July 16, 2020, within which to answer or otherwise respond to the Second Amended Complaint. (Garland, Leah) (Entered: 07/02/2020)
07/02/2020	<u>70</u>	NOTICE OF APPEAL as to <u>59</u> Order on Motion for Reconsideration, <u>48</u> Order on Motion to Intervene by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA. Filing fee \$ 505, receipt number 0418-2836610. (BURCHFIELD, BOBBY) (Entered: 07/02/2020)
07/02/2020		Motion Referred re: <u>66</u> MOTION for Leave to File Amicus Curiae Brief in Opposition to Plaintiffs' Motion for Preliminary Injunction, to JUDGE WILLIAM L. OSTEEEN, JR. (Welch, Kelly) (Entered: 07/02/2020)
07/02/2020	<u>71</u>	MOTION to Dismiss by PHILIP E. BERGER, TIMOTHY K. MOORE. Response to Motion due by 7/23/2020 (MOSS, NICOLE) (Entered: 07/02/2020)
07/02/2020	<u>72</u>	MEMORANDUM filed by Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE re <u>71</u> MOTION to Dismiss filed by PHILIP E. BERGER, TIMOTHY K.

		MOORE. (MOSS, NICOLE) (Entered: 07/02/2020)
07/02/2020	<u>73</u>	AFFIDAVIT in Support re <u>31</u> Amended MOTION for Preliminary Injunction <i>Index of Plaintiffs' Reply Declarations</i> filed by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (Attachments: # <u>1</u> Exhibit Lopez Reply Decl., # <u>2</u> Exhibit Nicholas Reply Decl., # <u>3</u> ***STRICKEN***Exhibit Bentley Reply Decl., # <u>4</u> Exhibit Murray Reply Decl., # <u>5</u> ***STRICKEN IN PART*** (Paragraphs 11,12,13)Exhibit Gronke Reply Decl., # <u>6</u> ***STRICKEN IN PART*** (Paragraphs 5,6,7,8) Exhibit Bartlett Reply Decl., # <u>7</u> Exhibit Ketchie Reply Decl., # <u>8</u> ***STRICKEN***Exhibit Myers Decl., # <u>9</u> ***STRICKEN***Exhibit Quinn Decl.)(KLEIN, HILARY) Modified on 7/27/2020 , See <u>116</u> MEMORANDUM OPINION AND ORDER (Taylor, Abby). (Entered: 07/02/2020)
07/03/2020	<u>74</u>	REPLY, filed by Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER, to Response to <u>31</u> Amended MOTION for Preliminary Injunction filed by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (Attachments: # <u>1</u> Exhibit Unpublished League of Women Voters of N.J. v. Way)(KLEIN, HILARY) (Entered: 07/03/2020)
07/06/2020	<u>75</u>	STATUS REPORT of <i>All Parties</i> by LELIA BENTLEY, PHILIP E. BERGER, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, TIMOTHY K. MOORE, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (RIGGS, ALLISON) (Entered: 07/06/2020)
07/06/2020	<u>76</u>	Electronic Transmission of Notice of Appeal and Docket Sheet to US Court of Appeals re <u>70</u> Notice of Appeal. (Garland, Leah) (Entered: 07/06/2020)
07/06/2020	<u>77</u>	MOTION to Strike <u>73</u> Affidavit in Support of Motion,, by PHILIP E. BERGER, TIMOTHY K. MOORE. Response to Motion due by 7/27/2020 (MOSS, NICOLE) (Entered: 07/06/2020)
07/06/2020	<u>78</u>	MEMORANDUM filed by Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE re <u>77</u> MOTION to Strike <u>73</u> Affidavit in Support of Motion,, filed by PHILIP E. BERGER, TIMOTHY K. MOORE. (MOSS, NICOLE) (Entered: 07/06/2020)
07/06/2020		TEXT ORDER – While the court appreciates the status report filed today, (Doc. 75), the question to which the status report responds was not the question the court intended to ask. The court's inquiry was not directed to bifurcating the hearing. Instead, it was an effort to determine which issues were the most time sensitive. The question was posed in an effort to try to determine what an expedited process needed to consider. For example, a request for an expedited process could mean entry of an order by September 3, 2020. While the court is fully aware that that is not the case, the question remains as to which matters are urgent in terms of timing; that is, what, if anything, is occurring now. Executive Defendants made it clear that printing is presently in final stages. In terms of this court's request, this court was seeking some guidance to allow the court to better understand what the term expedited should be understood to mean and why that is the case. [Issued by JUDGE WILLIAM L. OSTEEEN, JR., on 07/06/2020.] (Cable, Frances) (Entered: 07/06/2020)
07/06/2020		Minute Entry for proceedings held before JUDGE WILLIAM L. OSTEEEN, JR., in G–1: Status Conference held on 7/6/2020. Attorney Hilary Klein appeared in–person on behalf of Plaintiffs. Attorneys Allison Riggs, Michelle Cohen, Joseph Yu and Stephanie Lin attended telephonically on behalf of Plaintiffs. Attorney Alexander Peters appeared in–person on behalf of Defendants. Attorney Beth Hathcock attended telephonically on behalf of Defendants. Attorneys Peter Patterson, David Thompson and Nicole Moss attended telephonically on behalf of the Legislative Defendants. Attorney Matthew Leland attended telephonically on behalf of the Republican

		Committee. Attorney Kaylan Phillips attended telephonically on behalf of the Public Interest Legal Foundation. For the reasons stated on the record and the Court's concerns of the issues raised, Plaintiffs shall file a response to <u>77</u> Motion to Strike by 7/7/2020 at 5:00 p.m. Plaintiffs' response shall not exceed 3,657 words. State Defendants are permitted to respond if they chose to do so. (Court Reporter Joseph Armstrong.) (Welch, Kelly) (Entered: 07/06/2020)
07/07/2020	<u>79</u>	RESPONSE re <u>77</u> MOTION to Strike <u>73</u> Affidavit in Support of Motion,, filed by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. Replies due by 7/21/2020 (PETERS, ALEXANDER) (Entered: 07/07/2020)
07/07/2020	<u>80</u>	RESPONSE in Opposition re <u>77</u> MOTION to Strike <u>73</u> Affidavit in Support of Motion,, filed by TIMOTHY K. MOORE, PHILIP E. BERGER filed by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. Replies due by 7/21/2020 (VARGHESE, GEORGE) (Entered: 07/07/2020)
07/07/2020	<u>81</u>	NOTICE of Docketing Record on Appeal from USCA re <u>70</u> Notice of Appeal, filed by NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE. USCA Case Manager is Kirsten Hancock. USCA Case Number 20-1728. (Garland, Leah) (Entered: 07/07/2020)
07/08/2020	<u>82</u>	ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 7/8/2020, that Public Interest Legal Foundation's motion for leave to file amicus curiae brief, (Doc. <u>66</u>), is GRANTED and that Public Interest Legal Foundation shall file their amicus curiae brief within five days of this Order. FURTHER ORDERED that Public Interest Legal Foundation shall file their Memorandum, (Doc. <u>66</u> -1), attached to their Motion for Leave to File Amicus Curiae Brief as a separate pleading. (Garland, Leah) (Entered: 07/08/2020)
07/08/2020	<u>83</u>	AMICUS BRIEF filed by Intervenor Parties NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, NATIONAL REPUBLICAN SENATORIAL COMMITTEE, REPUBLICAN NATIONAL COMMITTEE, REPUBLICAN PARTY OF NORTH CAROLINA (Attachments: # <u>1</u> Exhibit)(BURCHFIELD, BOBBY) (Welch, Kelly). (Entered: 07/08/2020)
07/08/2020		TEXT ORDER – The parties shall stand down from preparation for a preliminary injunction hearing. Oral argument on the motion for a preliminary injunction, currently set for tomorrow, will be continued and rescheduled to a date to be determined. The court will hold a hearing tomorrow beginning at 10:00 a.m. to address the two pending motions filed by Legislative Defendants, (Docs. 49 and 77), and other matters. At least one attorney from all sides, with full authority to speak for the parties, shall appear to argue as necessary. Counsel not appearing may appear and listen by telephone but will not be permitted to participate or argue. Additional information will be provided in a brief written order to be filed this afternoon. [Issued by JUDGE WILLIAM L. OSTEEEN, JR., on 07/08/2020.] (Cable, Frances) (Entered: 07/08/2020)
07/08/2020	<u>84</u>	MEMORANDUM in Support of <u>66</u> Motion for Leave to File Amicus Curiae Brief in Opposition to Plaintiffs' Motion for Preliminary Injunction filed by Amicus Public Interest Legal Foundation. (HOWARD, JOSHUA) (Entered: 07/08/2020)
07/08/2020	<u>85</u>	AMICUS BRIEF filed by Amicus Public Interest Legal Foundation (Attachments: # <u>1</u> Exhibit)(HOWARD, JOSHUA) (Entered: 07/08/2020)
07/08/2020		Set Deadlines/Hearings: Motion Hearing set for 7/9/2020 10:00 AM in Greensboro Courtroom #1 before JUDGE WILLIAM L. OSTEEEN JR. (See Text Order issued 7/8/2020) (Welch, Kelly) (Entered: 07/08/2020)

07/08/2020	<u>86</u>	ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 7/8/2020 as set out herein. (Sheets, Jamie) (Entered: 07/08/2020)
07/08/2020	<u>87</u>	NOTICE by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER re <u>31</u> Amended MOTION for Preliminary Injunction of <i>Withdrawal in Part of Amended Motion For Preliminary Injunction</i> (Attachments: # <u>1</u> Exhibit 1)(VARGHESE, GEORGE) (Entered: 07/08/2020)
07/09/2020		Minute Entry for proceedings held before JUDGE WILLIAM L. OSTEEEN, JR in G-1: Motion Hearing held on 7/9/2020. Attorney Hilary Klein appeared in-person on behalf of Plaintiffs. Attorneys George Varghese, Allison Riggs, Michelle Cohen, Joseph Yu, Stephanie Lin and Rebecca Lee attended telephonically on behalf of Plaintiffs. Attorney Alexander Peters appeared in-person on behalf of Defendants. Attorney Beth Hathcock attended telephonically on behalf of Defendants. Attorney Nicole Moss appeared in-person on behalf of the Legislative Defendants. Attorneys Peter Patterson and David Thompson attended telephonically on behalf of the Legislative Defendants. Parties presented oral arguments as to <u>49</u> MOTION for Leave to Take Depositions in Advance of the Preliminary Injunction Hearing and for Expedited Resolution of this Motion Under L.R. 37.1(b); and <u>77</u> MOTION to Strike <u>73</u> Affidavits in Support of Motion. After hearing from Counsel the Court made its preliminary findings. (Written Order forthcoming.) Court directs the parties to confer and submit a status report for the Court's review; Court will advise the parties if a telephonic-conference is needed as tentatively set for Monday, 7/13/2020 at 12:00 noon. Preliminary Injunction hearing date certain remains to be determined. (Court Reporter Joseph Armstrong.) (Welch, Kelly) (Entered: 07/09/2020)
07/10/2020	<u>88</u>	JOINT STATUS REPORT re: <i>Request for Clarification on use of Video Testimony</i> filed by all parties. Est. Trial Days: 0. (KLEIN, HILARY) (Entered: 07/10/2020)
07/10/2020	<u>89</u>	NOTICE regarding <u>88</u> Parties' Joint Status Report signed by JUDGE WILLIAM L. OSTEEEN, JR. on 7/10/2020. (Daniel, J) (Entered: 07/10/2020)
07/13/2020	<u>90</u>	JOINT STATUS REPORT re <i>Discovery and PI Hearing Plan</i> filed by all parties. Est. Trial Days: N/A. (KLEIN, HILARY) (Entered: 07/13/2020)
07/13/2020		TEXT ORDER – It appears the parties have generally agreed to a procedure for an expedited evidentiary hearing. (See Doc. 90.) This court will hold a brief conference on the procedures at noon today as previously scheduled; the case manager will provide the parties with telephone conference information. In preparation for that call, the court tentatively advises the parties as follows: (1) The court will adopt the schedule and format as described for the testimony. This court does not find all of the witnesses described confront an undue hardship. Agreeing to serve as expert witnesses carries an obligation to appear as directed. Those witnesses should have understood that when agreeing to offer testimony. Nevertheless, the court accepts the procedures described in light of the agreement of the parties rather than this court's finding of undue hardship. <u>Because the court is proceeding in this fashion, the parties should be prepared to stipulate that the court can resolve disputes of fact as a part of this procedure.</u> (2) Because the majority of witnesses will be testifying remotely, the court agrees with Legislative Defendants that having a transcript of the discovery deposition before the evidentiary hearing is conducted is appropriate and the parties should proceed in that fashion. (3) This court will hold an evidentiary hearing and argument on July 20, 21, and 22 as necessary. The parties will be notified of the start time each day. (4) Any other matters will be resolved during the brief telephone conference as necessary. [Issued by JUDGE WILLIAM L. OSTEEEN, JR., on 07/13/2020.] (Cable, Frances) (Entered: 07/13/2020)
07/13/2020	<u>91</u>	NOTICE of Appearance by attorney NEAL T. MCHENRY on behalf of Defendants STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND (MCHENRY, NEAL) (Entered: 07/13/2020)

07/13/2020		Minute Entry for proceedings held before JUDGE WILLIAM L. OSTEEN, JR., in G-1: Telephone Conference held on 7/13/2020. The following participants attended via tele-conference: Hilary Klein, Allison Riggs, Michelle Cohen, Joseph Yu, Stephanie Lin, Rebecca Lee, Alexander Peters, Neil McHenry, Nicole Moss, Peter Patterson, David Thompson and Matthew Leland. The Court addressed its Text Order issued this morning. (Written Memorandum Opinion forthcoming) Evidentiary Hearing on Motion for Preliminary Injunction set July 20, 21 & 22, 2020. (Court Reporter Joseph Armstrong.) (Welch, Kelly) (Entered: 07/13/2020)
07/13/2020		TEXT ORDER – This court requests that the parties prepare a status report to advise how many attorneys and other individuals (including paralegals, parties, or assistants) may be appearing for the evidentiary hearing and argument. Because of social distancing and other requirements in the courthouse, arranging a courtroom for a hearing with large numbers of individuals inside the bar requires planning. Counsel should be prepared for an arrangement that permits no more than two individuals or two attorneys at counsel table in order to maintain a reasonable social distance at those tables while in the courtroom. Other attorneys, parties, and staff will have to be seated in the gallery behind counsel table. [Issued by JUDGE WILLIAM L. OSTEEN, JR., on 07/13/2020.] (Cable, Frances) (Entered: 07/13/2020)
07/14/2020	<u>92</u>	STATUS REPORT <i>FOR SCHEDULING WITNESS TESTIMONY (JOINT)</i> by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (VARGHESE, GEORGE) (Entered: 07/14/2020)
07/15/2020	<u>93</u>	NOTICE of Appearance by attorney JONATHAN L. SHERMAN on behalf of Plaintiffs LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER (SHERMAN, JONATHAN) (Entered: 07/15/2020)
07/15/2020	<u>94</u>	Second MOTION for Extension of Time to File Answer re <u>30</u> Amended Complaint, by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. (Attachments: # <u>1</u> Text of Proposed Order)(PETERS, ALEXANDER) (Entered: 07/15/2020)
07/15/2020		Motion Submitted re: <u>94</u> Second MOTION for Extension of Time to File Answer re <u>30</u> Amended Complaint, to JUDGE WILLIAM L. OSTEEN, JR. (Welch, Kelly) (Entered: 07/15/2020)
07/15/2020		TEXT ORDER – This court has one factual question for Dr. Plush and Dr. Murray if the parties have not considered it. The question is as follows: "Under what circumstances is an individual deemed to have been exposed to COVID-19 by an individual who either has COVID-19 or becomes positive for COVID-19 such that the risk of transmission is sufficient to require the individual to quarantine for 14 days?" To explain, this court understands that exposure is deemed to occur when an individual is in the presence of an individual who either has COVID-19 or becomes positive for COVID-19 if the individual was in the presence of the individual positive for COVID-19 for a period of at least 10 minutes and the individual either failed to maintain a social distance of six feet or more or failed to wear protective gear, including a mask, while in the presence of the positive individual. Is that correct? The court understands Dr. Plush has already been deposed and Dr. Murray will be deposed on July 17. If the question has been previously posed to Dr. Plush, then the court requests the parties pose the same or a similar question to Dr. Murray. If this question was not propounded to Dr. Plush, the parties may supplement his response by any agreed-upon means or, if Dr. Plush and Dr. Murray are in agreement with the answer to the court's question, the parties may submit a stipulated response of the doctors. [Issued by JUDGE WILLIAM L. OSTEEN, JR., on 07/15/2020.] (Cable, Frances) (Entered: 07/15/2020)

07/15/2020		NOTICE of Docket Text/Event Modification to Counsel: [Text Order] issued at 5:38 PM was a duplicate entry and has been removed from the Court's docket. Please refer to the Text Order issued 7/15/2020 at 5:40 PM. (Welch, Kelly) (Entered: 07/15/2020)
07/15/2020	<u>95</u>	STATUS REPORT (<i>Joint</i>) by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (VARGHESE, GEORGE) (Entered: 07/15/2020)
07/16/2020		Set/Reset Deadlines/Hearings: Motion Hearing set for 7/20/2020, 7/21/2020 & 7/22/2020 at 09:30 AM in Greensboro Courtroom #1 before JUDGE WILLIAM L. OSTEEEN JR. (Welch, Kelly) (Entered: 07/16/2020)
07/16/2020	<u>96</u>	Consent MOTION for Extension of Time to File Response/Reply to <i>Intervenor-Defendants' Motion to Dismiss</i> by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. (Attachments: # <u>1</u> Text of Proposed Order)(KLEIN, HILARY) (Entered: 07/16/2020)
07/17/2020	<u>97</u>	JOINT STATUS REPORT <i>Supplemental re Attendees for Hearing</i> filed by all parties. Est. Trial Days: N/A. (KLEIN, HILARY) (Entered: 07/17/2020)
07/17/2020	<u>98</u>	ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 7/17/2020, that Defendants' motion for extension, (Doc. <u>94</u>), is GRANTED and that State Defendants shall have up to and including July 30, 2020, within which to answer or otherwise respond to the Second Amended Complaint. (Garland, Leah) (Entered: 07/17/2020)
07/17/2020		Motion Submitted re: <u>96</u> Consent MOTION for Extension of Time to File Response/Reply to <i>Intervenor-Defendants' Motion to Dismiss</i> , to JUDGE WILLIAM L. OSTEEEN, JR. (Welch, Kelly) (Entered: 07/17/2020)
07/17/2020		TEXT ORDER – The court has reviewed the status report filed by the parties on July 17, 2020, (Doc. 97), and appreciates the update. The parties are welcome to bring more than two counsel or other individuals, but only two individuals can be seated at counsel table inside the bar. The court approves Plaintiffs' request for a paralegal in the gallery. The court approves Legislative Defendants' request for all three attorneys, but only two attorneys may be seated at counsel table at one time. Based on the prior status report, the courtroom was set up in anticipation of Mr. Peters being the only attorney inside the bar for Executive Defendants. All of the remaining counsel are likely able to attend and appear on behalf of Executive Defendants, as well as Katelyn Love, but the court will have to check on seating and spacing in the courtroom. The court will make an effort to re-arrange the courtroom today to accommodate two attorneys at counsel table for Executive Defendants, but we may have to use a partition and require one of those attorneys to use a mask while inside the bar. Further considerations include the following: (1) Examinations of witnesses and arguments shall take place inside the bar. With only two attorneys at each counsel table, if the parties divide examinations or arguments, they may have to rotate at counsel table. (2) Social distances and masks will be required in the gallery but not inside the bar. (3) Inside the bar, counsel are expected to use their best efforts to socially distance while at counsel table. If counsel need to confer, in the court's experience thus far, it is best to advise the court of the need. The court will permit reasonable interruptions for that purpose and use the background noise to mask any discussion. In the court's experience, it is best if counsel place masks or face coverings on when trying to speak privately in close proximity while in the courtroom. (4) All individuals seated in the gallery will maintain social distancing. Some space has to be maintained for members of the press and or public should they wish to attend. The court will provide additional information later today if available. (5) This court is moving the start time on Monday morning to 9:45 a.m. and directs the parties to be present by 9:15 a.m. to allow some time to see the courtroom and make arrangements at counsel tables and in the courtroom. (6) Pursuant to the CARES Act and Standing Order 16, counsel may dial in and listen to the hearing remotely. A party may also listen remotely but only in the office of an attorney for that party. The parties are hereby warned that Judicial Conference policy prohibits anyone from recording, or causing the recording of, or to broadcast or rebroadcast a federal judicial proceeding in any form unless authorized to do so. Any recording, broadcast,

		or rebroadcast by any person or entity listening to a court proceeding remotely will be subject to sanctions, including removal of any court-issued media credentials, denial of entry to future proceedings, or other sanctions including contempt as may be deemed necessary by the court. [Issued by JUDGE WILLIAM L. OSTEEEN, JR., on 07/17/2020.] (Cable, Frances) (Entered: 07/17/2020)
07/19/2020	<u>99</u>	COURTROOM DECORUM AND CONDUCT ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 7/19/2020 as set out; (Welch, Kelly) (Entered: 07/19/2020)
07/19/2020	<u>100</u>	Suggestion of Subsequently Decided Authority re <u>51</u> Response in Opposition to Motion,, by Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE. (Attachments: # <u>1</u> Exhibit 1 Seila Law LLC v. Consumer Financial Protection Bureau, # <u>2</u> Exhibit 2 Merrill v. People First of Alabama)(MOSS, NICOLE) (Entered: 07/19/2020)
07/20/2020	<u>101</u>	NOTICE by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND <i>of Filing</i> (Attachments: # <u>1</u> Exhibit A NCSBE July 17, 2020 Emergency Order)(PETERS, ALEXANDER) (Entered: 07/20/2020)
07/20/2020	<u>102</u>	NOTICE by PHILIP E. BERGER, TIMOTHY K. MOORE <i>and All Parties</i> (Attachments: # <u>1</u> Exhibit 1 Plush, # <u>2</u> Exhibit 2 Plush, # <u>3</u> Exhibit 3 Plush, # <u>4</u> Exhibit 5 Plush, # <u>5</u> Exhibit 6 Plush, # <u>6</u> Exhibit 7 Plush, # <u>7</u> Exhibit 9 Plush, # <u>8</u> Exhibit 10 Plush, # <u>9</u> Exhibit Neesby Affidavit, # <u>10</u> Exhibit Dowless Order)(MOSS, NICOLE) (Entered: 07/20/2020)
07/20/2020	<u>103</u>	ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 07/20/2020, that Plaintiffs' motion for extension, (Doc. <u>96</u>), is GRANTED and that Plaintiffs shall have up to and including August 6, 2020, within which to respond to Defendant-Intervenors' Motion to Dismiss.(Taylor, Abby) (Entered: 07/20/2020)
07/20/2020	<u>104</u>	NOTICE by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER <i>of Letter</i> (Attachments: # <u>1</u> Attachment A - Declaration of Gary Bartlett)(VARGHESE, GEORGE) (Entered: 07/20/2020)
07/20/2020		CASE REFERRED re: <u>101</u> Notice (Other), <u>102</u> Notice (Other), <u>104</u> Notice (Other), to JUDGE WILLIAM L. OSTEEEN, JR. (Welch, Kelly) (Entered: 07/20/2020)
07/20/2020		Minute Entry for proceedings held before JUDGE WILLIAM L. OSTEEEN, JR in G-1: Evidentiary Hearing held on 7/20/2020. The following attorneys appeared in-person: Hilary Klein, Allison Riggs, Alexander Peters, Nicole Moss, David Thompson and Peter Patterson. Attorneys George Varghese, Joseph Yu, Michelle Kanter Cohen, Stephanie Lin, Richard Ingram, Jonathan Sherman, Neal McHenry, Beth Hathcock, Matthew Leland and Kaylan Phillips attended telephonically. Plaintiffs presented witnesses/exhibits by previously recorded video testimony; Court directs the parties to file the previously marked exhibits that were presented during the video testimony on CM/ECF; Court takes objections lodged during testimony under advisement; Parties will resume with evidence on 7/21/2020 at 9:00 AM. (Court Reporter Joseph Armstrong.) (Welch, Kelly) Modified on 7/21/2020 to edit names of telephone participants (Welch, Kelly). (Entered: 07/20/2020)
07/20/2020		Set/Reset Deadlines/Hearings: Evidentiary Hearing continued to 7/21/2020 at 09:00 AM in Greensboro Courtroom #1 before JUDGE WILLIAM L. OSTEEEN JR. (Welch, Kelly) (Entered: 07/20/2020)
07/21/2020	<u>105</u>	NOTICE by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER re Evidentiary Hearing,,, (Attachments: # <u>1</u> Exhibit 3 - Oxford University Press July 6, 2020 Article, # <u>2</u>

		Exhibit 4 – World Health Organization July 9, 2020 Q&A, # <u>3</u> Exhibit 5 – Centers for Disease Control and Prevention March 6, 2020 Report, # <u>4</u> Exhibit 6 – Centers for Disease Control and Prevention June 22, 2020 Report)(VARGHESE, GEORGE) (Entered: 07/21/2020)
07/21/2020	<u>106</u>	Minute Entry for proceedings held before JUDGE WILLIAM L. OSTEEEN, JR in G-1: Evidentiary Hearing held on 7/21/2020, continued from 7/20/2020. The following attorneys appeared in-person: Hilary Klein, Allison Riggs, Alexander Peters, Nicole Moss, David Thompson and Peter Patterson. Other counsel associated with parties in this matter listened via telephone. Parties presented evidence; Evidence concluded; Argument hearing set 7/22/2020 at 9:00 AM. (See Exhibit/Witness list) (Court Reporter Joseph Armstrong.) Modified on 7/22/2020 to attach exhibit/witness list (Welch, Kelly). (Entered: 07/21/2020)
07/21/2020		Set/Reset Deadlines/Hearings: Argument Hearing on Plaintiffs' Motion for Preliminary Injunction set for 7/22/2020 09:00 AM in Greensboro Courtroom #1 before JUDGE WILLIAM L. OSTEEEN JR. (Welch, Kelly) (Entered: 07/21/2020)
07/22/2020		Minute Entry for proceedings held before JUDGE WILLIAM L. OSTEEEN, JR., in G-1: Oral Argument Hearing held on 7/22/2020. The following attorneys appeared in-person: Hilary Klein, Allison Riggs, Alexander Peters, Nicole Moss, David Thompson and Peter Patterson. Other counsel associated with parties in this matter listened via telephone. Oral arguments presented by the Parties with respect to <u>61</u> Plaintiffs Amended Motion for Preliminary Injunction; Court takes matter under advisement. (Court Reporter Joseph Armstrong.) (Welch, Kelly) (Entered: 07/22/2020)
07/23/2020	<u>107</u>	TRANSCRIPT of videotaped remote testimony of Dr. Megan Murray previously recorded on 7/17/2020 and presented during the evidentiary hearing held 7/20/2020. Transcript may be viewed at the court public terminal before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. (See Exhibit/Witness List (Doc. <u>106</u> .)) Release of Transcript Restriction set for 10/26/2020. (Welch, Kelly) (Entered: 07/23/2020)
07/23/2020	<u>108</u>	TRANSCRIPT of videotaped video-teleconference zoom testimony of Marshall Tutor previously recorded on 7/17/2020 and presented during the evidentiary hearing held 7/20/2020. Transcript may be viewed at the court public terminal before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. See Exhibit/Witness List (Doc. <u>106</u> .)) Release of Transcript Restriction set for 10/26/2020. (Welch, Kelly) (Entered: 07/23/2020)
07/23/2020	<u>109</u>	TRANSCRIPT of videotaped video-teleconference zoom testimony of Gary Bartlett previously recorded on 7/17/2020 and presented during the evidentiary hearing held 7/20-21/2020. Transcript may be viewed at the court public terminal before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically

		available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. (See Exhibit/Witness List (Doc. 106 .)) Release of Transcript Restriction set for 10/26/2020. (Welch, Kelly) (Entered: 07/23/2020)
07/23/2020	<u>110</u>	TRANSCRIPT of videotaped hearing testimony of Paul Gronke, Ph.D., previously recorded on 7/17/2020 and presented during the evidentiary hearing held 7/21/2020. Transcript may be viewed at the court public terminal before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. (See Exhibit/Witness List (Doc. 106 .)) Release of Transcript Restriction set for 10/26/2020. (Welch, Kelly) (Entered: 07/23/2020)
07/23/2020	<u>111</u>	TRANSCRIPT of videotaped deposition Dr. Theodore J. Plush, D.O., previously recorded on 7/17/2020 and presented during the evidentiary hearing held 7/21/2020. Transcript may be viewed at the court public terminal before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. (See Exhibit/Witness List (Doc. 106 .)) Release of Transcript Restriction set for 10/26/2020. (Welch, Kelly) (Entered: 07/23/2020)
07/24/2020		TEXT ORDER – The court requests that Executive Defendants file a representative absentee by mail sample ballot for the court's review. If Executive Defendants anticipate different ballot lengths in different counties, the court requests Executive Defendants file a ballot that fairly reflects a longer ballot rather than an anticipated shorter ballot. The court recognizes that the candidates for all races may not yet be finalized. The court is most interested in the number of races in which votes will be cast. If Plaintiffs or Legislative Defendants do not believe the filing by Executive Defendants fairly reflects a sample ballot as requested by this order, they may file their own sample ballot. This court understands that any sample ballots filed may not accurately reflect the final absentee by mail sample ballot; the court is only requesting a fair representation to the best of the parties' ability at this time. [Issued by JUDGE WILLIAM L. OSTEEN, JR., on 07/24/2020.] (Cable, Frances) (Entered: 07/24/2020)
07/26/2020	<u>112</u>	Transcript of Evidentiary Hearing, Volume 1 of 3, held on 07/20/2020, before Judge William L. Osteen, Jr.. Court Reporter/Transcriber J. Armstrong, Telephone number 336-332-6034. Email: joseph_armstrong@ncmd.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER.

		Redaction Request due 8/20/2020. Redacted Transcript Deadline set for 8/31/2020. Release of Transcript Restriction set for 10/29/2020. (Armstrong, Joe) (Entered: 07/26/2020)
07/26/2020	<u>113</u>	Transcript of Evidentiary Hearing, Volume 2 of 3, held on 07/21/2020, before Judge William L. Osteen, Jr.. Court Reporter/Transcriber J. Armstrong, Telephone number 336-332-6034. Email: joseph_armstrong@ncmd.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. Redaction Request due 8/20/2020. Redacted Transcript Deadline set for 8/31/2020. Release of Transcript Restriction set for 10/29/2020. (Armstrong, Joe) (Entered: 07/26/2020)
07/26/2020	<u>114</u>	Transcript of Evidentiary Hearing, Volume 3 of 3, held on 07/22/2020, before Judge William L. Osteen, Jr.. Court Reporter/Transcriber J. Armstrong, Telephone number 336-332-6034. Email: joseph_armstrong@ncmd.uscourts.gov. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER. NOTICE RE: REDACTION OF TRANSCRIPTS: The parties have 5 business days to file a Notice of Intent to Request Redaction and 21 calendar days to file a Redaction Request. If no notice is filed, this transcript will be made electronically available to the public without redaction after 90 calendar days. Transcript may be viewed at the court public terminal or purchased through the court reporter before the 90 day deadline. After that date it may be obtained through PACER. Redaction Request due 8/20/2020. Redacted Transcript Deadline set for 8/31/2020. Release of Transcript Restriction set for 10/29/2020. (Armstrong, Joe) (Entered: 07/26/2020)
07/27/2020	<u>115</u>	NOTICE by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND <i>of filing</i> (Attachments: # <u>1</u> Exhibit A Representative Ballot, # <u>2</u> Exhibit B Representative Ballot Return Envelope)(PETERS, ALEXANDER) (Entered: 07/27/2020)
07/27/2020	<u>116</u>	MEMORANDUM OPINION AND ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 07/27/2020, that Legislative Defendants' motion to strike, (Doc. <u>77</u>), is GRANTED IN PART. This court STRIKES the declarations of Kenya Myers, (Doc. <u>73</u> -8), and Jake Quinn, (Doc. <u>73</u> -9), in their entirety. The declaration of Lelia Bentley, (Doc. <u>73</u> -3), is STRUCK IN PART and paragraphs 7, 8, and 9 are STRUCK. The declaration of Gary Bartlett, (Doc. <u>73</u> -6), is STRUCK IN PART and paragraphs 5, 6, 7, and 8 are STRUCK. The declaration of Dr. Paul Gronke, (Doc. <u>73</u> -5), is STRUCK IN PART and paragraphs 11, 12, and 13 are STRUCK. The court finds the remaining declarations and opinions should not be struck as requested, and that relief is denied. FURTHER that Legislative Defendants' motion for leave to take depositions, construed as a motion for prehearing discovery, (Doc. <u>49</u>), is GRANTED IN PART and discovery shall be permitted in accordance with the discovery plans presented by the parties as described herein. (Taylor, Abby) (Entered: 07/27/2020)
07/29/2020		TEXT ORDER – This court is aware of the fact that the parties have requested an expedited hearing and, because preparation for the election is proceeding, time is significant and an expedited ruling is important. As a result, the court believes some forecast of the likely issuance of an order may be of assistance to the parties. At

		present, the court does not anticipate completing an order this week. Instead, the court anticipates issuing its order the first part of next week, no later than Wednesday, August 5, 2020, and likely before then, perhaps as early as Monday, August 3. The court will advise the parties if any change to this schedule occurs but at present no change is anticipated. [Issued by JUDGE WILLIAM L. OSTEEEN, JR., on 07/29/2020.] (Cable, Frances) (Entered: 07/29/2020)
07/29/2020	<u>117</u>	Suggestion of Subsequently Decided Authority re <u>51</u> Response in Opposition to Motion,, by Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE. (Attachments: # <u>1</u> Exhibit 1 Calvary Chapel Dayton Valley v. Sisolak)(MOSS, NICOLE) (Entered: 07/29/2020)
07/30/2020	<u>118</u>	MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. Response to Motion due by 8/20/2020 (PETERS, ALEXANDER) (Entered: 07/30/2020)
07/30/2020	<u>119</u>	MEMORANDUM filed by Defendants STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND re <u>118</u> MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM <i>in support</i> filed by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES, NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND. (PETERS, ALEXANDER) (Entered: 07/30/2020)
07/30/2020	<u>120</u>	MOTION to Amend <i>complaint</i> by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER. Response to Motion due by 8/20/2020 (Attachments: # <u>1</u> Exhibit 1. Proposed Third Amended Complaint, # <u>2</u> Exhibit 2. Redline of Proposed Third Amended Complaint, # <u>3</u> Text of Proposed Order)(KLEIN, HILARY) (Entered: 07/30/2020)
07/31/2020		TEXT ORDER – The court requests that one of the parties file a copy of Exhibits 4 and 5 to Dr. Murray's testimony, (<i>see</i> Doc. 107 at 5), as soon as possible. The court requests that the parties file all testimonial exhibits presented to a witness who testified by video, as the copies of the transcripts did not include the exhibits as an attachment. While Dr. Murray's exhibits should be filed as soon as possible, the remaining exhibits may be filed on or before Tuesday, August 4, at 3:00 p.m. [Issued by JUDGE WILLIAM L. OSTEEEN, JR., on 07/31/2020.] (Cable, Frances) (Entered: 07/31/2020)
07/31/2020	<u>121</u>	NOTICE by LELIA BENTLEY, MARGARET B. CATES, JOHN P. CLARK, DEMOCRACY NORTH CAROLINA, REGINA WHITNEY EDWARDS, WALTER HUTCHINS, LEAGUE OF WOMEN VOTERS OF NORTH CAROLINA, DONNA PERMAR, ROBERT K. PRIDDY II, SUSAN SCHAFFER re <u>107</u> Transcript,, <i>Murray Video Testimony Exhibits</i> (Attachments: # <u>1</u> Exhibit 1 to Murray Video Testimony, # <u>2</u> Exhibit 2 to Murray Video Testimony, # <u>3</u> Exhibit 3 to Murray Video Testimony, # <u>4</u> Exhibit 4 to Murray Video Testimony, # <u>5</u> Exhibit 5 to Murray Video Testimony, # <u>6</u> Exhibit 6 to Murray Video Testimony)(KLEIN, HILARY) (Entered: 07/31/2020)
07/31/2020	<u>122</u>	Suggestion of Subsequently Decided Authority re <u>51</u> Response in Opposition to Motion,, by Intervenor Parties PHILIP E. BERGER, TIMOTHY K. MOORE. (Attachments: # <u>1</u> Exhibit 1 Little v. Reclaim Idaho)(MOSS, NICOLE) (Entered: 07/31/2020)
08/01/2020	<u>123</u>	NOTICE by STELLA ANDERSON, KAREN BRINSON BELL, DAVID C. BLACK, J. ERIC BOYETTE, JEFF CARMON, III, DAMON CIRCOSTA, MANDY COHEN, NORTH CAROLINA DEPARTMENT OF HEALTH AND HUMAN SERVICES,

		NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, NORTH CAROLINA STATE BOARD OF ELECTIONS, KEN RAYMOND <i>Notice of Filing of State Board of Elections' SL 2020-17, § 2.(b) Report</i> (Attachments: # <u>1</u> Exhibit SL 2020-17 § 2.(b) Report)(PETERS, ALEXANDER) (Entered: 08/01/2020)
08/04/2020	<u>124</u>	MEMORANDUM OPINION AND ORDER signed by JUDGE WILLIAM L. OSTEEEN, JR on 08/04/2020, that Plaintiffs' Motion for Preliminary Injunction, (Doc. <u>9</u>), is DENIED AS MOOT and that Plaintiffs' Amended Motion for Preliminary Injunction, (Doc. <u>31</u>), is GRANTED IN PART AND DENIED IN PART. The Motion is GRANTED as to N.C. Gen. Stat. §§ 163-226.3(a)(4)(6), 163-231(b) (1), and as to Plaintiffs' procedural due process claim. The Motion is DENIED as to the remainder of Plaintiffs' requested relief. ORDERED that Defendants, including the North Carolina State Board of Elections, are PROHIBITED AND ENJOINED from the disallowance or rejection, or permitting the disallowance or rejection, of absentee ballots without due process as to those ballots with a material error that is subject to remediation. This injunction shall remain in force until such time as Defendants implement a law or rule which provides a voter with notice and an opportunity to be heard before an absentee ballot with a material error subject to remediation is disallowed or rejected. ORDERED that Defendants, their agents, employees, and state or local law enforcement are PROHIBITED AND ENJOINED from enforcing, and enforcement of, N.C. Gen. Stat. § 163-226.3(a)(4) to the extent those provisions of that statute prohibit Plaintiff Hutchins from receiving assistance in marking and completing his absentee ballot from an employee or staff member, as those terms are defined herein, of the nursing home in which he resides. This injunction shall remain in effect through the November 3, 2020 General Election or until The Davis Community allows outside visitors such that a MAT or his wife could visit and assist him in marking and completing his absentee ballot. ORDERED that Defendants, their agents, employees, and state or local law enforcement are PROHIBITED AND ENJOINED from enforcing, and enforcement of, N.C. Gen. Stat. § 163-226.3(a)(4)(6) and N.C. Gen. Stat. § 163-231(b)(1) as to Plaintiff Hutchins until such time as Defendants, including the North Carolina State Board of Elections, implement a law or rule that permits the disabled individual, Plaintiff Hutchins, to select his own person to assist him in marking, completing, and submitting his absentee ballot in accordance with Section 208 of the VRA.(Taylor, Abby) (Entered: 08/04/2020)