

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
NO. 1:15-CV-00399

SANDRA LITTLE COVINGTON, *et al.*,)
))
Plaintiffs,)
))
v.)
))
STATE OF NORTH CAROLINA, *et al.*)
))
Defendants.)
_____)

**NOTICE BY THE LEGISLATIVE
DEFENDANTS**

On June 8, 2017, plaintiffs filed motions seeking deadlines for a remedial redistricting plan and an evidentiary hearing concerning whether additional relief, including special elections, should be granted. (D.E. 150, 151) On June 9, 2017, the Court issued a “Notice” to the parties inviting “position statements” on plaintiffs’ motions as well as several inquiries from the Court. (D.E. 153, p.3) The Court invited the parties to file these statements “as expeditiously as possible” but did not otherwise set a briefing schedule. (*Id.*) On June 15, 2017, the Supreme Court denied the plaintiffs’ request to expedite issuance of the judgment and immediately return this matter to this Court’s jurisdiction. (S. Ct. Dkts. 16-649, 16-1023)

The legislative defendants respectfully notify the Court that they intend to submit a statement of position addressing the issues raised in plaintiffs’ motions and the Court’s notice once this Court regains jurisdiction. Unless otherwise directed by the Court after it regains jurisdiction, the legislative defendants intend to file this statement no later than three business days after the United States Supreme Court certifies and issues the

judgments in Nos. 16-649 and 16-1023, whereby this Court will gain jurisdiction over this matter.

This the 26th day of June, 2017.

OGLETREE, DEAKINS, NASH
SMOAK & STEWART, P.C.

/s/ Phillip J. Strach

Phillip J. Strach

N.C. State Bar No. 29456

Thomas A. Farr

N.C. State Bar No. 10871

thomas.farr@ogletreedeakins.com

phil.strach@ogletreedeakins.com

4208 Six Forks Road, Suite 1100

Raleigh, North Carolina 27609

Telephone: (919) 787-9700

Facsimile: (919) 783-9412

Counsel for Legislative Defendants

CERTIFICATE OF SERVICE

I, Phillip J. Strach, hereby certify that I have this day electronically filed the foregoing **NOTICE BY THE LEGISLATIVE DEFENDANTS** with the Clerk of Court using the CM/ECF system which will provide electronic notification of the same to the following:

Edwin M. Speas, Jr.
Carolina P. Mackie
Poyner Spruill LLP
P.O. Box 1801 (27602-1801)
301 Fayetteville St., Suite 1900
Raleigh, NC 27601
espeas@poynerspruill.com
cmackie@poymerspruill.com
Attorneys for Plaintiffs

Anita S. Earls
Allison J. Riggs
Southern Coalition for Social Justice
1415 Highway 54, Suite 101
Durham, NC 27707
anita@southerncoalition.org
allisonriggs@southerncoalition.org
Attorneys for Plaintiffs

Alexander McC. Peters
Senior Deputy Attorney General
N.C. Department of Justice
apeters@ncdoj.gov
P.O. Box 629
Raleigh, NC 27602

This the 26th day of June 2017.

OGLETREE, DEAKINS, NASH
SMOAK & STEWART, P.C.

/s/ Phillip J. Strach
Phillip J. Strach
N.C. State Bar No. 29456
4208 Six Forks Road, Suite 1100
Raleigh, NC 27609
Telephone: 919.787.9700
Facsimile: 919.783.9412

30262865.1