

Exhibit 14

**May 17, 2011 Letter From
Rucho/Lewis to McKissick**



NORTH CAROLINA GENERAL ASSEMBLY
STATE LEGISLATIVE BUILDING
RALEIGH, NORTH CAROLINA 27603

May 17, 2011

The Honorable Floyd B. McKissick, Jr.
300 N. Salisbury Street, Room 520
Raleigh, NC 27603-5925

Dear Senator McKissick,

As the redistricting process continues, we have now heard from citizens across North Carolina at public hearings covering 36 sites and counties. On the heels of this endeavor, we wanted to make a special effort to reach out to you to seek your input on some issues that we have identified as important to redistricting plans. Please consider the questions below and respond accordingly. As we continue through the redistricting process, we intend to do so prudently and deliberately. So that we can best consider your response to these questions, we would appreciate hearing back from you in the next ten days. Please direct your response by mail to Senator Rucho's office or by email to Bob.Rucho@ncleg.net. Thank you for your input in the redistricting process, and as always, please contact us at any time with your questions or concerns.

1. What counties were the subject of a finding of liability under Section 2 of the Voting Rights Act in the case of *Thornburg v. Gingles*, 478 U.S. 30 (1986) ("Gingles")?
2. Following *Gingles*, and in all subsequent legislative redistricting plans, has the General Assembly created legislative districts in these counties with a total black population of at least 40 percent or higher?
3. Has there ever been a judicial ruling modifying, overturning, or vacating the judgment entered in *Gingles*?
4. During public hearings held by the House and Senate Redistricting Committees in 2011, several witnesses asked that the General Assembly create redistricting plans that avoid "cracking," "stacking," and "packing." Has the United States Supreme Court defined these terms and if so, in what cases have these terms been defined and how have they been defined?

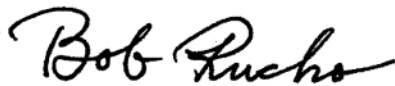
The Honorable Floyd B. McKissick, Jr.
May 17, 2011
Page 2

5. Please explain the elements needed to prove a violation of section 2 of the Voting Rights Act as explained in *Gingles* and as clarified in *Bartlett v. Strickland*, 129 S.Ct. 1231 (2009).
6. Please explain your opinion of the holding by the North Carolina Supreme Court in *Strickland v. Bartlett*, 361 N.C. 491 (2007), with emphasis on the Court's holding that the General Assembly must consider citizen voting age population when deciding whether and where to create majority minority districts.
7. Does the U.S. Census Bureau report citizen voting age population? If not, can the General Assembly reasonably estimate citizen voting age population and, if so, how should that calculation be made?
8. Do African Americans constitute a larger percentage of the citizen voting age population than the voting age population, and if so, why?
9. What is the likelihood that African Americans would constitute a majority of the citizen voting age population if a legislative district in North Carolina was constructed to have a majority African American voting age population?
10. Has the United States Supreme Court provided any guidance on the number of majority African American districts that can or should insulate the state from any potential lawsuits claiming that legislative plans violate Section 2 of the Voting Rights Act? If so, please cite the case as well as any opinions you may have based upon such cases regarding the number of majority African American State House or State Senate districts that could or should be created by the General Assembly.
11. The North Carolina Supreme Court has clarified constitutional requirements under the North Carolina Constitution for drawing legislative districts. See *Stephenson v. Bartlett*, 355 N.C. 354 (2002) ("*Stephenson I*"); *Stephenson v. Bartlett*, 357 N.C. 301 (2003) ("*Stephenson II*"). Please explain your understanding of how the General Assembly applied the county grouping rules stated in *Stephenson I* and *II* in its creation of the 2003 House and Senate plans.
12. Following the decisions in *Stephenson I* and *II*, in the 2003 legislative plans, how did the General Assembly treat "VRA districts" (as defined in *Stephenson I* and *II*) relative to county groups? Were VRA districts nested within single counties or county groups or were they separated from county groups and treated as being a group of their own?

The Honorable Floyd B. McKissick, Jr.
May 17, 2011
Page 3

13. Did the county grouping principles followed by the General Assembly in the 2003 plans comply with *Stephenson I* and *II*? If not, please explain where and how the plans violated the *Stephenson* county grouping principles.
14. Please explain your understanding of any criteria in *Stephenson I* and *II* that the General Assembly draws "compact" districts within single counties or county groups. Did the 2003 House and Senate plans comply with this criteria, and if not, please explain the location of any such violation and why you think that a particular district or districts violated this criteria.
15. Please explain your understanding of any criteria established in *Stephenson I* and *II* that the General Assembly consider "communities of interest" in drawing districts within a single county or county group. Did the 2003 House and Senate plans comply with this criteria, and if not, please explain the location of any such violation and why you think a particular district or districts violated this criteria.

Sincerely,



Senator Bob Rucho
Senate Redistricting Chairman



Representative David R. Lewis
House Redistricting Chairman

Questions posed by 2011 House and Senate Redistricting Committees
May 17, 2011 Mailing List

The Honorable Floyd B. McKissick, Jr.
300 N. Salisbury Street, Room 520
Raleigh, NC 27603-5925
floyd.mckissick@ncleg.net

The Honorable Martin L. Nesbitt, Jr.
16 W. Jones Street, Room 1129
Raleigh, NC 27601-2808
martin.nesbitt@ncleg.net

The Honorable Joe Hackney
300 N. Salisbury Street, Room 612
Raleigh, NC 27603-5925
joe.hackney@ncleg.net

Reverend Doctor William Barber II
President of the NC NAACP
114 W. Parrish Street, Second Floor
Durham, NC 27701

Anita Earls, Esq.
115 Market Street, Suite 470
Durham, NC 27701
anita@southerncoalition.org

Tiare Smiley and Alec Peters
North Carolina Department of Justice
9001 Mail Service Center
Raleigh, NC 27699-9001
tsmiley@ncdoj.org
apeters@ncdoj.org

Walker Reagan and Erika Churchill
300 N. Salisbury Street, Suite 545
Raleigh, NC 27603-5925
walker.reagan@ncleg.net
erika.churchill@ncleg.net

Chairman David Parker
North Carolina Democratic Party
220 Hillborough Street
Raleigh, NC 27603
davidparker@ncdp.org

Chairman Robin Hayes
North Carolina Republican Party
1506 Hillsborough Street
Raleigh, NC 27605
hayes@ncgop.org

Chairman Matt Drew
Libertarian Party of North Carolina
P.O. Box 28141
Raleigh, NC 27611
matt.drew@lpnc.org

Professor Michael Crowell
Professor Robert P. Joyce
School of Government
Knapp-Sanders Building, Campus Box 3330
The University of North Carolina at Chapel Hill
Chapel Hill, NC 27599-3330
crowellm@sog.unc.edu
joyce@sog.unc.edu

Damon Circosta
Executive Director
North Carolina Center for Voter Education
3933 Arrow Drive, Suite 101
Raleigh, NC 27612
circosta@nccve.org

Kathleen Balogh
President
League of Women Voters of North Carolina
3509 Haworth Drive, Suite 404
Raleigh, North Carolina 27609
LWVNCPresident@bellsouth.net