

**In the Matter of:**

NAACP

vs.

Brian Kemp and Austin Thompson vs Brian Kemp

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**CARLOTTA HARRELL**

*February 13, 2018*

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NAACP vs Brian Kemp and Austin Thompson vs Brian Kemp  
CARLOTTA HARRELL

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA

2 ATLANTA DIVISION

3	NAACP, et al.,	)	
		)	
4	PLAINTIFFS,	)	
		)	
5	vs.	)	Case No.:
		)	1:17-cv-01427-TCB-WSD-BBM
6	Brian Kemp, in his	)	
	official capacity as	)	
7	Secretary of State for the	)	
	State of Georgia,	)	
8		)	
	DEFENDANT.	)	
9	_____	)	
		)	
10	AUSTIN THOMPSON, et al.,	)	
		)	
11	PLAINTIFFS,	)	
		)	
12	vs.	)	
		)	
13	Brian Kemp, in his	)	
	official capacity as	)	
14	Secretary of State for the	)	
	State of Georgia,	)	
15		)	
	DEFENDANT.	)	

17 \*\*\*\*\*

18 The following deposition of Carlotta Harrell was taken  
19 pursuant to stipulations contained herein, the reading and  
20 signing of the deposition waived, before Stephen Mahoney,  
21 Certified Court Reporter, 4921-4880-0199-0656, in the State of  
22 Georgia, on February 13, 2018 at 1201 West Peachtree Street,  
23 NW, 14th Floor, Atlanta, Georgia, at 10:00 a.m.

24 Stephen Mahoney, CVR, CCR  
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26 TRANSCRIPT LEGEND

27 - Interjection for clarification or correction  
28 -- Cross-talk/interruption/change of thought  
29 ... Trailing off or incomplete thought  
30 (ph) Phonetically spelled  
31 [sic] Written as spoken  
32 (unintelligible) Not capable of being understood

33

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4

1 PROCEEDINGS  
2 CARLOTTA HARRELL,  
3 being first duly sworn, was examined and testified  
4 as follows:

5 THE WITNESS: I do.

6 DIRECT EXAMINATION

7 BY MR. PARK:

8 Q. Good morning. Would you, please, state  
9 your name for the record.

10 A. Yes. My name is Carlotta Harrell.

11 Q. Could you, please, spell it for the  
12 record.

13 A. C-A-R-L-O-T-T-A H-A-R-R-E-L-L.

14 Q. Have you ever been known by any other  
15 names, ma'am?

16 A. My maiden name is Harris. I do not know  
17 if that counts or not.

18 Q. Well, my name is Jack Park. I'm a lawyer  
19 for Brian Kemp, in his official capacity as the  
20 Secretary of State of Georgia.

21 Have you had your deposition taken before?

22 A. For this here.

23 Q. No. Any other time?

24 A. Oh, yes.

25 Q. So you know how they work?

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5

1 A. Yes, sir.

2 Q. I would like to ask you -- if I ask you a  
3 question that you do not understand, please, feel  
4 free to ask me to rephrase that?

5 A. Okay.

6 Q. And if you need to take a break, please,  
7 let me know. I would ask only that if a question is  
8 pending you answer the question before we take a  
9 break; is that okay?

10 A. That is fine.

11 Q. Where do you live Mrs. Harrell?

12 A. My address is  
13 Spivey, Georgia, and that is Henry County

14 Q. How long have you lived there?

15 A. A little bit over 20 years.

16 Q. Where did you live before that?

17 A. My address before that --

18 Q. No.

19 A. I lived in Clayton County.

20 Q. What part of Clayton County?

21 A. The Jonesboro area of Clayton County.

22 Q. Any place before that?

23 A. Well, with my parents.

24 Q. Where did you grow up?

25 A. I was born here. I am a Grady baby. I

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6

1 was born at Grady Memorial Hospital, so I am a  
2 Georgian born, raised and bread. My parents lived  
3 in Atlanta so that would be the only other place  
4 that --

5 Q. Where did you go to high school?

6 A. North Fulton High School.

7 Q. Did you attend college?

8 A. Yes. I went to Brenau University.

9 Q. Did you graduate from Brenau?

10 A. Yes.

11 Q. Up in Gainesville?

12 A. Yes. A degree in Public Administration.

13 Q. Does anyone live with you at 261 Hunting  
14 Court?

15 A. Yes. My husband, Kenneth Harrell, and I  
16 have a daughter that is in college, but still is at  
17 home technically, I guess, is the best way to put  
18 it.

19 Q. Where she going to school?

20 A. She is at Emory University, she lives on  
21 campus.

22 Q. Close enough to come home for a meal, and  
23 bring her laundry?

24 A. Yes. Definitely brings the laundry.

25 Q. And you are African-American; is that

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7

1 right?

2 A. That is correct.

3 Q. When were you born?

4 A. 1960.

5 Q. And your daughter's name is?

6 A.

7 Q. And are you registered to vote in Henry  
8 County?

9 A. Correct.

10 Q. And do you remember when you registered  
11 there?

12 A. When I moved there.

13 Q. So it has been a good 20 years?

14 A. Yes.

15 Q. When you moved to Henry County, did you  
16 move to 261 Hunting Court?

17 A. That is correct. That is the only address  
18 that I have lived that in Henry County, is the 261.

19 Q. Did you register to vote in Clayton County  
20 when you were there?

21 A. I registered to vote when I was 18 and I  
22 was still at home with my parents, so in Atlanta.  
23 That was the first time that I registered to vote.  
24 So I have been voting since I was 18 years old.

25 Q. Did you discuss this deposition with



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8

1 anybody today before coming here? I guess you  
2 talked to your lawyer.

3 A. I talked to Julie.

4 Q. I don't want do you know the details of  
5 your conversation with her, anybody else?

6 A. No. What do you mean, besides her?

7 Q. Yes, ma'am.

8 A. I talked to -- I don't know.

9 Q. Another lawyer or somebody from her shop?

10 A. I am not sure.

11 MS. HOUK: It was a Bryan Cave attorney.

12 THE WITNESS: I just want to make sure

13 that --

14 BY MR. PARK:

15 Q. Have you looked at any documents?

16 A. No. I have not seen any documents.

17 Q. Have you been a party to any other  
18 lawsuit?

19 A. As far as what?

20 Q. Plaintiff, Defendant, witness?

21 A. Like in an auto accident? Is that what  
22 you are talking about?

23 Q. Yes.

24 A. When a drunk driver rear-ended me, yeah.

25 Q. Yes, ma'am.

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CARLOTTA HARRELL

9

1 A. Yeah, like that.

2 Q. When was that?

3 A. That was back in probably the '80s or  
4 something, I do not know.

5 Q. Did you file a lawsuit?

6 A. No. My insurance settled it and stuff.

7 Q. Other than that, have you ever appeared in  
8 court or testified?

9 A. Yes, I have several times.

10 Q. And what kinds of cases?

11 A. Criminal cases.

12 Q. As a witness?

13 A. As a police officer.

14 Q. As a police officer?

15 A. Yes. I'm retired law enforcement. I did  
16 over 20 years in law enforcement, so yeah, I have  
17 testified in court many of times.

18 Q. Many times?

19 A. Yes.

20 Q. Okay. And so you have testified at trial,  
21 and you have been deposed before.

22 You went to high school at North Fulton?

23 A. Yes.

24 Q. And you graduated when?

25 A. 1977.

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10

1 Q. And from there you went directly to  
2 Brenau?

3 A. No. I went to Atlanta -- I think at the  
4 time it was Atlanta Junior College, and then from  
5 there, I went to Brenau.

6 Q. And you graduated from Brenau in?

7 A. In 1993.

8 Q. Were you full-time at Brenau?

9 A. I was when I went back to school. I  
10 stopped school for a while and then I went back.

11 Q. You stopped school and worked?

12 A. I stopped school and had a child, and  
13 worked and then went back to school.

14 Q. Have you received any other certifications  
15 or continuing education?

16 A. I have police certifications, and I did  
17 all of the training that was -- I was a Lieutenant  
18 when I retired so all supervision courses and that  
19 kind of stuff. I continue to do, you know, other  
20 training through the Georgia Municipal Association.

21 Q. Are you working now?

22 A. Yes. I work as a consultant.

23 Q. Are you self-employed?

24 A. Yes.

25 Q. What is the nature of your consulting

1 work?

2 A. I work with the Georgia Conference of  
3 Black Mayors. We are funded through grants. So my  
4 position is a grant-funded position.

5 Q. And do you go to work at their office?

6 A. I usually go to the cities that they  
7 assigned me to work with.

8 Q. Which cities have you been to recently?

9 A. Well, we have mayors all over the state,  
10 so I work with the mayor over in Sparta, which is  
11 Hancock County.

12 I work with the mayor in Kingsland,  
13 Georgia, which is down in Camden County. So I just  
14 go wherever that they send me to work with the  
15 cities.

16 Q. How long have you been in this position?

17 A. Since 2006.

18 Q. What did you do before coming to this  
19 position -- right before that -- when did you retire  
20 as a police officer?

21 A. In 1995.

22 Q. So what did you do between 1995 and 2006?

23 A. I was a substitute teacher in the school  
24 system.

25 Q. In Henry County?

1           A.    In Fulton and in Henry.

2           Q.    What did you teach?

3           A.    Just general education.

4           Q.    High school, elementary?

5           A.    Elementary.

6           Q.    When you were in the police force, when

7 did you start with that?

8           A.    1980.

9           Q.    Which police force, did you work with?

10          A.    Started out with Atlanta, worked in

11 Eastpoint, and then, worked for the GBI; and then

12 went to Henry County.

13          Q.    When did you go to Henry County?

14          A.    1991, when they first started the police

15 department.

16          Q.    And you stayed there until 1995 and

17 retired?

18          A.    Yes.

19          Q.    And you retired as a Police Lieutenant?

20          A.    Yes.

21          Q.    When did you make Lieutenant?

22          A.    Probably after being there for two years

23 because I was hired in as a detective.

24          Q.    Were you a detective with GBI?

25          A.    I was an agent.

1 Q. What about at Eastpoint, you worked your  
2 way up from patrol?  
3 A. Yes.  
4 Q. Did you make Sergeant?  
5 A. I made Sergeant and then I was Lieutenant.  
6 Q. At the Atlanta force?  
7 A. No. Not with Atlanta, no, no.  
8 Q. Okay. And your work for the Georgia  
9 Conference of Black Mayors, have you gone to any  
10 municipalities in Gwinnett County?  
11 A. No.  
12 Q. And right now, I guess, there is a Black  
13 mayor in Norcross; is that right?  
14 A. Yes.  
15 Q. Any others in Gwinnett County that you are  
16 aware of?  
17 A. Not that I'm aware of.  
18 Q. Outside of work, do you belong to any  
19 clubs?  
20 A. What you mean by clubs?  
21 Q. Social, professional.  
22 A. I'm a member of the National Council of  
23 Negro women, NCNW. I am a Delta. I am a member of  
24 Delta Sigma Theta sorority. I'm a member of the  
25 NAACP.

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1 Q. Okay. Anything else?

2 A. I am a member of a church. I go to  
3 church.

4 Q. Okay. Are you an officer with NCNW?

5 A. No.

6 Q. And NCNW, is that national?

7 A. It is a national organization.

8 Q. Does it have Georgia chapters?

9 A. You have Georgia sections. So I am a  
10 member of the Henry-Clayton section of NCNW, which  
11 is a national organization that was started by Mary  
12 McLeod Bethune.

13 Q. And as a Delta, do you have any leadership  
14 positions with the national?

15 A. No.

16 Q. Is there a local chapter of the alumni?

17 A. There are local alumni chapters all over  
18 the state.

19 Q. Is there one in Henry and Clayton County?

20 A. Yes, there is.

21 Q. And then with the NAACP --

22 A. I am just a member.

23 Q. You are just a member, and is there a  
24 Henry County --

25 A. There is a Henry County chapter, yes.

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15

1 Q. There is a Gwinnett County chapter, right?

2 A. Yes. Henry County has a chapter.

3 Q. And you said that you go to church?

4 A. Yes.

5 Q. Which one?

6 A. I go to The Greater Piney Grove Baptist  
7 Church. Dr. William E. Flippin is the pastor.

8 Q. And where is The Greater Piney Grove  
9 Baptist Church?

10 A. It is located at 1879 Glenwood Avenue,  
11 Atlanta.

12 Q. Does the church participate in any  
13 election activities?

14 A. I mean it is a -- our church is a voting  
15 site.

16 Q. Does it hold voter registration drives?

17 A. No.

18 Q. Does it hold debates or candidate forums?

19 A. No.

20 Q. Have you ever been appointed to public  
21 office?

22 A. I am appointed to the Henry County Water  
23 Authority.

24 Q. Who appointed you?

25 A. Commissioner Bruce Holmes. My Fifth



1 District Commissioner.

2 Q. So you live in the Fifth District?

3 A. I live in the Fifth District of Henry  
4 County, correct.

5 Q. When did Commissioner Holmes appoint you  
6 to the Henry County Water Authority?

7 A. Six years ago.

8 Q. Serve just as a member?

9 A. I am a board member. We have --

10 Q. Is there a chair?

11 A. Well, it is a Water Authority. So I serve  
12 on the board. Each Commissioner appoints a person  
13 from their Commissioner district to represent that  
14 district.

15 So you have five board members that sit on  
16 the Water Authority board. We make decisions about  
17 the budget and how money is spent through the  
18 authority. So we deal with about a \$65 million  
19 budget.

20 Q. Are you a member of a political party?

21 A. Yes. I am a Democrat. I am a member of  
22 the Henry County Democratic Party. I am also the  
23 first vice president of the Georgia Federation of  
24 Democratic Women, and also a member of the Henry  
25 County Democratic Women's Chapter.

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1 Q. The Henry County Democrat -- do the Henry  
2 County Democrats get together for meetings?

3 A. The Henry County Democratic Party gets  
4 together the first Tuesday of each month. The Henry  
5 County Democratic Women get together the third  
6 Thursday of each month.

7 Q. And does the Georgia Federation of  
8 Democratic Women have a statewide meeting?

9 A. We have an executive board that oversees  
10 the chapters throughout the state and we have our  
11 annual -- we have an annual spring and an annual  
12 fall meeting where all of the chapters come up to  
13 one location.

14 Q. And do you have board meetings monthly?

15 A. We do board meetings quarterly.

16 Q. When is your next meeting and where will  
17 it be?

18 A. We just had one.

19 Q. Okay.

20 A. So it will be --

21 Q. When was your last meeting and where was  
22 that?

23 A. So the last meeting was -- the last  
24 executive board meeting was in January, January the  
25 28th. And it was in Dahlonega in the Ninth

1 Congressional District, where we have a chapter  
2 there. So one of our executive board members lives  
3 in Dahlonega, so we try to take it around.

4 Q. And what about the statewide?

5 A. The statewide meeting we have it in  
6 different location so it is not a set location, but  
7 we try to have one usually like middle Georgia, we  
8 usually try to have one north Georgia because you  
9 have members coming from all over. So we try to be  
10 fair about where the locations that we have it so  
11 everybody can participate.

12 Q. Ms. Harrell, you have run for public  
13 office several times, right?

14 A. Correct.

15 Q. You ran for chair of the County commission  
16 back in '06?

17 A. No. I ran for chair of the County  
18 Commission in '12 and in '16.

19 Q. That is right. And you ran in the primary  
20 for State House in 2010; is that right?

21 A. 2010 and in 2006 I ran for State School  
22 Superintendent. That is correct.

23 Q. Were you a write-in candidate for State  
24 Senate District 44?

25 A. Correct.

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19

1 Q. How did you decide to run for State School  
2 Superintendent?

3 A. Why? Are you asking me why did I run for  
4 State School Superintendent?

5 Q. Yes, ma'am.

6 How did you come to decide to do that?

7 A. Yes. Because I was pissed off at Kathy  
8 Cox for what she was doing with the school system.  
9 So I decided that as being in the school system for  
10 almost ten years and seeing what was going on, that  
11 we needed a change. She was not the change, so,  
12 yes, I decided to run.

13 Q. Did you have any other experience  
14 statewide in 2006?

15 A. No. I didn't.

16 Q. Did you travel all over Georgia?

17 A. Oh, yeah. I traveled all over Georgia. I  
18 made my rounds.

19 Q. What happened? Was there a primary?

20 A. There was a primary.

21 Q. Did you make it out?

22 A. No. Denise Majette won the primary and  
23 lost in the general. Kathy Cox was reelected.

24 Q. When you decided to run, did you talk to  
25 any local legislators or anybody?

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20

1           A.    I talked to my local legislators, which at  
2   the time was Emmanuel Jones, Senator Emmanuel Jones.  
3   Well, no, I take that back.

4           At that time it was Senator -- let's see,  
5   I talked to Gail Buckner who at the time -- at that  
6   time in 2006 she also ran for Secretary of State, if  
7   I'm not mistaken. She was a former Representative  
8   and Senator, Gail Buckner was.

9           I talked to some DeKalb reps that I knew,  
10   Pam Stevenson.

11          **Q.    Was there any disagreement on issues**  
12   **between you and Ms. Majette?**

13          A.    Yes. You mean as far as issues?

14          **Q.    Yes, ma'am.**

15          A.    As far as my platform, I thought it was  
16   different. My platform was different from hers,  
17   yes.

18          **Q.    What was your platform?**

19          A.    Basically, making sure that the QBE was  
20   fully-funded and stop all the austerity cuts to  
21   education, and to pay teachers -- make sure that  
22   teachers didn't have to come out of their pockets to  
23   fix their classrooms up.

24          **Q.    And in 2006, was the whole state**  
25   **government in a position of austerity?**

1           A.    Yes.  Because they were cutting funding  
2    from education.

3           **Q.    What about agencies other than education?**

4           A.    Education took the hardest hit, so that is  
5    what I was concerned about.  I was not concerned  
6    about other agencies.  You asked me why I ran for  
7    State School Superintendent, so that is why ran and  
8    that is because the austerity cuts and them not  
9    fully funding the QBE.

10          **Q.    That's, right.  And QBE, quality basic**  
11    **education?**

12          A.    Yes.

13          **Q.    Was there any part of the state where you**  
14    **think you got more support than Ms. Majette?**

15          A.    Probably in the rural -- outside of the  
16    metro areas.  In the rural areas, I think I did  
17    better.

18          **Q.    And is Ms. Majette from the Atlanta Metro**  
19    **area?**

20          A.    She was a former Congresswoman.

21          **Q.    Was she, at that time, a former**  
22    **Congresswoman over --**

23          A.    Yes.  She had run for Congress and beat  
24    Cynthia McKinney.

25          **Q.    Okay.**

1           A.     And then she decided to -- she served a  
2 term in Congress and then decided to run against  
3 Johnny Isaacson and she lost.

4                     So at that time she was not serving in any  
5 capacity because she had lost that Senate race  
6 against him. So then she just decided, the last day  
7 of qualifying, that she was just going to run for  
8 School Superintendent with no background in  
9 education whatsoever, but name recognition in the  
10 metro area.

11           Q.     Right. What about -- let's see, in 2010  
12 you run for House District 76 and then as a write-in  
13 for Senate 44?

14           A.     Yes.

15           Q.     How did that come about?

16           A.     I saw --

17           Q.     Did you lose in the primary?

18           A.     Right.

19           Q.     Who was your opponent in the primary for  
20 House District 76?

21           A.     So I ran for 76, Gail Buckner ran for 44,  
22 so we both lost it in the primary. So Gail Buckner  
23 ran as a write-in in 76, and I ran as a write-in in  
24 44.

25           Q.     Georgia does not have a sore loser law?

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23

1 A. So that is what happened.

2 Q. Who defeated you in the primary?

3 A. Sandra Scott.

4 Q. And Ms. Scott is still in the legislature,  
5 right?

6 A. Correct. That district represents Clayton  
7 and Henry.

8 Q. Which part of the District has more of the  
9 population?

10 A. Clayton, probably.

11 Q. And as far as 44, who --

12 A. That was Gail Davenport.

13 Q. And Ms. Davenport is still in the State  
14 Senate, correct?

15 A. Right. And at the time 44 represented my  
16 area, but it doesn't anymore.

17 Q. As a result of changes in 2011?

18 A. Right, yeah. They moved that whole  
19 district into Clayton and moved Emmanuel Jones'  
20 district to where I live.

21 Q. And so now you live in which Senate  
22 District?

23 A. Emmanuel Jones' Senate District -- I can't  
24 remember right now which district it is.

25 Q. And it is public record, right?



1           A.    Yes.  I live in Demetrius Douglas' House  
2   District 78 now.

3           **Q.    What prompted you to run for House**  
4   **District 76?**

5           A.    There was a vacancy.  That is why -- Mike  
6   Glanton had run for -- no, I take that back.  You  
7   know what, Mike Glanton had run for that Senate  
8   seat, Mike Glanton lost that Senate see to Gail  
9   Buckner -- not Gail Buckner, Gail Davenport.

10          **Q.    Gail Davenport?**

11          A.    Right.  So he had given up that seat to  
12   run for the Senate seat, and so it was a vacancy.

13          **Q.    And so in the Senate primary, he lost, and**  
14   **Gail Buckner lost?**

15          A.    Right.

16          **Q.    And Gail Davenport won?**

17          A.    Right, correct.

18          **Q.    Was there a runoff?**

19          A.    No.  Gail Buckner was not in that -- I'm  
20   trying to -- it has been such a -- it has been a  
21   long time ago, but --

22          **Q.    So you thought that you remembered that**  
23   **you both crossed over for the write-in?**

24          A.    Right.  She had run -- he had run  
25   against -- Mike Glanton had given up the 76 seat to

1 run for the 44 seat against Davenport.

2 Q. Okay.

3 A. So he lost to Davenport.

4 Q. Okay. And so you took the opportunity to  
5 run for a vacancy?

6 A. Correct.

7 Q. How did you and Ms. Buckner do with your  
8 write-in campaigns?

9 A. It did not at all -- it did not do well at  
10 all.

11 Q. They typically don't, do they?

12 A. They don't.

13 Q. And then you ran for County Commission  
14 Chair in 2012 and 2016?

15 A. Correct.

16 Q. And the chair is -- is it June Wood?

17 A. Correct.

18 Q. Did you run against Ms. Wood both times?

19 A. No. I ran against Thomas Smith the first  
20 time.

21 Q. And what prompted you to run for  
22 Commission Chair?

23 A. We needed some changes in the County.

24 Q. And was Smith an incumbent?

25 A. No. He ran on the Republican side against

1 BJ Mathis who was the chair at the time period. It  
2 was several people who ran against BJ Mathis.

3 Q. And were you one of the people that ran  
4 against BJ Mathis?

5 A. I ran on the Democratic ticket. I ran  
6 unopposed on the Democratic ticket.

7 Q. Okay. So Mathis had a Republican  
8 challenger?

9 A. She had several Republican challengers.  
10 They were upset about the way money was being spent  
11 in the County. So she had about five people run  
12 against her.

13 Q. And how did the general election turn out?

14 A. Well, Tommy Smith won for the Republican  
15 side and him and I faced each other in the general.  
16 So I had 48 percent of the vote in 2012.

17 Q. And how about in 2016?

18 A. In 2016, Tommy did not run, so there was  
19 an open seat. So about five people ran on the  
20 Republican side and I was the only one that ran on  
21 the Democratic side.

22 Q. Is Ms. Wood a Republican?

23 A. Yes, she is.

24 Q. And what percentage of the vote, did you  
25 get in 2016?

1           A.    Well, we ended up in a runoff. We had  
2   50-50, and then we had to do a runoff because there  
3   was a write-in candidate that threw us in the  
4   runoff.

5           **Q.    What ended up happening in the runoff?**

6           A.    In the runoff, June won.

7           **Q.    By about how many votes?**

8           A.    I don't remember exactly, but it was  
9   probably 3500 votes, or something like that. Low  
10   turnout on the runoff.

11          **Q.    Who was the write-in candidate?**

12          A.    I do not even remember the guy's name, but  
13   he did a write-in. I think it was by design. He was  
14   Republican and it was by design, so I think it was  
15   done on purpose to throw us into a runoff because  
16   they know low voter turnout comes in runoffs.

17          **Q.    Do you have any judgment about where you  
18   draw your support in Henry County?**

19          A.    What do you mean judgment?

20          **Q.    About where you get most of your votes.**

21          A.    I feel that I get -- from a county  
22   perspective, I think the votes come from all over.

23          **Q.    Did you do particularly well anywhere?**

24          A.    Probably in areas that are more  
25   African-American.

1 Q. So you think that you get folks from all  
2 over?

3 A. Yes.

4 Q. Do you think that you get votes from White  
5 folks?

6 A. Yes, I do.

7 Q. There are White Democrats in Henry County?

8 A. Absolutely. Believe it or not, there are  
9 lots.

10 Q. And your campaign contribution  
11 disclosures, they are all matter of public record,  
12 right?

13 A. Correct. All public record.

14 Q. And just remind me, when you ran for State  
15 Superintendent, did you run any advertisements?

16 A. No.

17 Q. You just traveled around the state?

18 A. I traveled around and did grassroots. I  
19 traveled around the state. I tapped into contacts  
20 that I knew, you know, my father is a pastor so I  
21 knew a lot of pastors at different churches. I've  
22 got family throughout Georgia.

23 My dad is from Albany, Georgia so I have a  
24 lot of family in South Georgia. I just utilized  
25 contacts and other people introducing me to other

1 people and so on and so forth. I did not do any  
2 advertisement. I do not have that kind of money.

3 Q. What about 2010?

4 A. I did not do any advertisements.

5 Q. Did you have any debates in 2010?

6 A. No -- oh, yeah. We did one at one of the  
7 churches in Clayton County, but that is the only one  
8 that I can remember doing was the one in Clayton  
9 County.

10 Q. Do you remember getting any endorsements  
11 in 2010?

12 A. Yes, I did. I got endorsements from one of  
13 the school associations. I got an endorsement  
14 from -- one of the unions endorsed me and I think I  
15 got endorsed by Planned Parenthood, if I'm not  
16 mistaken. There could be some others, but I would  
17 have to go back and look.

18 Q. When you campaigned for Commission Chair,  
19 did go door-to-door or do you have people go  
20 door-to-door?

21 A. Yes. We went door-to-door.

22 Q. Any advertising?

23 A. I sent out mailers, if that is what you  
24 meant.

25 Q. Like push cards?

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1           A.    Yes.  I sent out those.  I did a couple of  
2   mailers.

3           Q.    And the push cards that you hand people?

4           A.    Yes.  I did that.  I had push cards in all  
5   of my campaigns, but I actually did a mailer in the  
6   Commission Chair race, both races.

7           Q.    In any of your campaigns, were there any  
8   racial appeals made by any of the candidates?

9           A.    What do you mean?

10          Q.    Did any candidate use language or signs to  
11   run down another persons' race or build up their own  
12   race as a reason why they might be a better  
13   candidate?

14          A.    No.

15          Q.    Let me show you what has been marked as  
16   Defendant's Exhibit 1, and tell you that these are  
17   disclosures made by your lawyers in this case.  If  
18   you would turn -- have you ever seen these before?

19          A.    No.

20                                    (Defendant's Exhibit Number 01  
21                                    was marked for identification.)

22           MS. HOUK:  Mr. Park, you understand  
23   Mrs. Harrell is not a Plaintiff in this  
24   lawsuit.

25           MR. PARK:  Okay.

1 MS. HOUK: She is an independent witness.

2 BY MR. PARK:

3 Q. If you would turn to page 12, down at the  
4 bottom, do you see that these lawyers identified you  
5 as a person who had knowledge about the facts of  
6 this case?

7 A. Yes.

8 Q. Did you know that you had been identified  
9 that way?

10 A. I talked to someone about it.

11 Q. And among other things it says, you have  
12 knowledge about the racial and partisan  
13 gerrymandering of House District 111; is that right?

14 A. What are you asking?

15 Q. That is what it says. Is it correct that  
16 you have knowledge about the racial and partisan  
17 gerrymandering of House District 111?

18 A. I have knowledge, yes.

19 Q. What do you understand racial  
20 gerrymandering to be?

21 A. When you purposely draw out a certain  
22 ethnic group to make a district better fit the  
23 profile of the individual that will vote for you.

24 Q. What about partisan gerrymandering, what  
25 do you understand that to be?



1 A. I mean, it would be the same.

2 Q. Is there any distinction in your mind  
3 between racial gerrymandering and partisan  
4 gerrymandering?

5 MS. HOUK: Objection to the extent that it  
6 calls for a legal expert opinion.

7 MR. PARK: I am just asking about your  
8 understanding.

9 THE WITNESS: Okay. My understanding,  
10 when you talk about racial gerrymandering it is  
11 taking a particular group, like  
12 African-Americans, out of a particular area  
13 drawing them out of that district and drawing  
14 more whites in the district. That is what I  
15 consider to be racial.

16 When you talk about party gerrymandering,  
17 then, of course, you are drawing more  
18 Republicans in your district that will vote for  
19 you as opposed to Democrats. That is the way  
20 that I understand it.

21 BY MR. PARK:

22 Q. Why do you think that House District 111  
23 is racially gerrymandered?

24 A. Because the majority of Stockbridge was  
25 drawn out of the district and the majority of

1 Stockbridge is African-American. And the lines were  
2 drawn further south, which is known to be more White  
3 and Republican.

4 Q. Did taking -- drawing part of Stockbridge  
5 out of House District 111 have a partisan effect?

6 MS. HOUK: Objection to the extent that it  
7 calls for a legal expert opinion.

8 BY MR. PARK:

9 Q. Did it make the district more Republican?

10 A. I'm sorry. Can you ask the question a  
11 different way so that I understand it?

12 Q. When part of Stockbridge was taken out of  
13 House District 111, did it make the district more  
14 Republican?

15 A. Yes.

16 Q. Did it make it more White?

17 A. I believe that it did.

18 Q. Do you know whether it is a big change  
19 politically?

20 A. Yes. Drawing Stockbridge out was a big  
21 change -- would be a big change.

22 Q. Do you know whether it was a big change  
23 racially?

24 A. Yes.

25 Q. Has anybody told you why -- or do you know

1 why that was done that way why it was -- why the  
2 changes were made to House District 111?

3 A. To keep Brian Strickland in office. If  
4 the district would have stayed the way that it was,  
5 then a Democrat would have a better chance of  
6 winning that seat if it had remained the way that it  
7 was.

8 Q. Do you know whether a Democrat would have  
9 beaten Mr. Strickland say in 2018?

10 A. 2018?

11 Q. For 2016, if he had stayed in that  
12 district.

13 A. If the district had of stayed the way that  
14 it was, and they had not redrawn it, then yes.

15 Q. And the most recent House District 111  
16 election for the rest of Mr. Strickland's term,  
17 didn't the Republicans win it outright?

18 A. Correct.

19 Q. And there were two Republicans and two  
20 Democrats in the race; is that right?

21 A. That is correct, yes, but it still did not  
22 include Stockbridge. If you would have left in  
23 Stockbridge a Democrat would have won it. If the  
24 district would have stayed the way that it was, the  
25 Democrat would have won that seat.

1 Q. Do you plan to run for office in 2018?

2 A. No.

3 Q. Do you think that the majority of Black  
4 voters in Georgia favor one political party over  
5 another?

6 A. I do not think that would be the case. I  
7 don't know -- I mean, I just -- typically people  
8 tend to think that African-Americans vote Democrat,  
9 and that probably is true.

10 Q. Are there Black Republicans in Henry  
11 County?

12 A. Yes, the chair.

13 Q. Any others?

14 A. I guess. I don't know. I do not go to  
15 the Republican Party meetings, so I don't know. I  
16 am not privy to that information, but I am sure that  
17 there are Black Republicans, just like there are  
18 White Democrats.

19 Q. And you said that there are plenty of  
20 White Democrats in Henry County?

21 A. Yes. We have a lot that come to our  
22 meetings.

23 Q. When you vote, do you vote for the person  
24 or the party?

25 A. I vote with my party.

1 Q. Have you ever had a problem registering to  
2 vote or voting?

3 A. Have I ever had a problem?

4 Q. Yes, ma'am.

5 A. No.

6 Q. Have you ever had a problem participating  
7 in the political process?

8 A. No.

9 Q. In other elections in Georgia, have you  
10 ever seen any reference to race on the part of -- by  
11 one of the candidates?

12 A. Yes.

13 Q. When have you seen that?

14 A. Are you talking about as far -- wait a  
15 minute, ask that again.

16 Q. In other election contests, have you ever  
17 seen --

18 A. Yes. Just right here in Henry County.  
19 Just this last election.

20 Q. What happened then?

21 A. The gentleman that won the 111, sent out a  
22 mailer showing the two Democrats as terrorists on  
23 the mailer and sent it out to everyone. So, yes, I  
24 have seen it in Henry County, just this past  
25 election.

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1 Q. Any other times?

2 A. I mean, you know, that is the one that I  
3 just remember just recently because it was kind of,  
4 you know, it was really a vulgar ad to send out.

5 Q. Other than moving part of Stockbridge out  
6 of House District 111, is there any -- any other  
7 change to House District 111 that you can think of  
8 that makes it racial gerrymandered?

9 A. Just the fact of the demographics that was  
10 moved out. Demographics makes a difference whether  
11 it is two percent, three percent, or whatever. That  
12 makes a difference in an election.

13 And when you take a large chunk -- and you  
14 guys go back -- like you say, it is public record,  
15 so go back and look at the number of  
16 African-Americans that they took out in the  
17 district, that makes a difference in an election.

18 So I think that that played a huge part  
19 even in just the last couple of elections that Brian  
20 Strickland was in. The other thing is that, you  
21 know, it was the fact that they were trying to keep  
22 Brian in the seat to prepare him to run for that  
23 Senate seat. Because they knew that Rick Jeffries  
24 was going to run for Lieutenant Governor this year  
25 in 2018. They messed with that district to keep him

1 in long enough to be able to go over to that Senate  
2 seat and it worked.

3 And with the Republican, Strickland,  
4 entering this new legislation to start the city of  
5 Eagles Landing again, that is a way of creating a  
6 city of high income people and drawing out the low  
7 income people. To me that is just not right. We  
8 are fighting that right now tooth and nail.

9 They are trying to de-annex over  
10 50 percent of the city of Stockbridge income,  
11 revenue-based to create a city. Never in Georgia or  
12 anywhere in this country has a city -- where you  
13 have de-annexed a revenue base from a city, to  
14 create another city, because Eagles Landing wants to  
15 be their own little elite country club city of its  
16 own, and don't want to be a part of Stockbridge  
17 anymore.

18 Q. You think that they are dissatisfied with  
19 the way that Stockbridge is being run?

20 A. If that is the case -- to me I think it is  
21 because they have the first Black mayor and an all  
22 Black Council. That is what I feel, but maybe I am  
23 wrong.

24 MR. PARK: Julie, you identified her as  
25 someone who knew about intentional

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1 discrimination and the other Plaintiffs say, we  
2 should not be doing discovery on that. So I  
3 think that I'm going to leave that for a  
4 possible -- another deposition down the road  
5 once discovery on that opens.

6 MS. HOUK: That is fine.

7 MR. PARK: Let me take a quick break, and  
8 we may be able to wrap up.

9 THE WITNESS: Okay.

10 (A break was taken.)

11 BY MR. PARK:

12 Q. Ms. Harrell, I believe that is all the  
13 questions I have at this time. Thank you.

14 MS. HOUK: Does anyone on the phone have  
15 any questions?

16 MS. KHANNA: No, thank you.

17 MS. HOUK: Thank you very much.

18

19 (PROCEEDINGS CONCLUDED AT 11:06 A.M.)

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D I S C L O S U R E

STATE OF GEORGIA

DEPOSITION OF

COUNTY OF FULTON

CARLOTTA HARRELL

Pursuant to Article 10.B of the Rules and Regulations of the Board of Court Reporting of the Judicial Council of Georgia, I make the following disclosure:

I am a Georgia Certified Court Reporter. I am here as an independent contractor.

I am not disqualified for a relationship of interest under the provisions of O.C.G.A. 9-11-28(c).

I was contacted by the offices of Strickland, Brockington, Lewis, LLP to provide court reporting services for these proceedings.

I will not be taking this deposition under any contract that is prohibited by O.C.G.A. 15-14-34 (a) or (b).

I have no written contract to provide reporting services with any party to the case, any counsel in the case, or any reporter or reporting agency from whom a referral might have been made to cover this deposition.

I will charge my usual and customary rates to all parties in the case.

DATED: February 15, 2018

*Stephen Mahoney*

Stephen Mahoney  
Certified Court Reporter  
4921-4880-0199-0656

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C E R T I F I C A T E

I hereby certify that the foregoing deposition was reported as stated in the caption and the questions and answers thereto were reduced to writing by me; that the foregoing 39 pages represent a true, correct, and complete transcript of the evidence given on February 13, 2018 by the witness, Carlotta Harrell, who was first duly sworn by me.

I certify that I am not disqualified for a relationship of interest under O.C.G.A. 9-11-28 (c); I am a Georgia Certified Court Reporter here as an independent contractor of Orange Legal; I was contacted by Orange Legal to provide court reporting services for this deposition; I will not be taking this deposition under any other contract that is prohibited by O.C.G.A. 15-14-37 (a) and (b) or Article 7.C. of the Rules and Regulations of the Board; and by the attached disclosure form I confirm that Orange Legal is not a party to a contract prohibited by O.C.G.A. 15-14-37 or Article 7.C. of the Rules and Regulations of the Board.

This 15th day of February, 2018.

*Stephen Mahoney*

Stephen Mahoney  
Certified Court Reporter  
4921-4880-0199-0656

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