

**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.

THE STATE OF NORTH CAROLINA, et al.,

Defendants.

**PLAINTIFFS'
MOTION FOR PRELIMINARY
INJUNCTION**

Pursuant to Rule 65(a) of the Federal Rules of Civil Procedure, Plaintiffs respectfully move for an order preliminarily enjoining enforcement of Session Law 2011-402 and Session Law 2011-404, the enacted state Senate and state House redistricting plans, respectively. Plaintiffs ask that filing for the 2016 elections, now scheduled to begin December 1, 2015, be enjoined until 30 days after a ruling on this motion, to allow Defendants time to develop and implement remedial North Carolina state House and state Senate plans that addresses the constitutional deficiencies in the challenged districts.

A preliminary injunction should be issued because: (1) Plaintiffs are likely to prevail on the merits in this action; (2) Plaintiffs will suffer irreparable harm during the pendency of this action if this relief is not granted; (3) the balance of equities cuts strongly in Plaintiffs' favor; and (4) an injunction is in the public interest. In support of this Motion, Plaintiffs submit (i) a Memorandum in Support of Motion for Preliminary Injunction; and (ii) Exhibits A – V; (iii) an Exhibit List describing the exhibits submitted in support of the Motion; and (iv) a Proposed Order. Plaintiffs request a hearing on their

motion for preliminary injunction.

Respectfully submitted, this the 7th day of October, 2015.

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CERTIFICATE OF SERVICE

I hereby certify that on this date I served a copy of the foregoing Plaintiffs' Motion for Preliminary Injunction, with service to be made by electronic filing with the Clerk of the Court using the CM/ECF System, which will send a Notice of Electronic Filing to all parties with an e-mail address of record, who have appeared and consent to electronic service in this action.

This the 7th day of October, 2015.

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