

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. )  
\_\_\_\_\_ )

**DEFENDANTS' NOTICE OF FILING OF DESIGNATED DEPOSITION  
TESTIMONY**

Defendants, in accordance with Fed. R. Civ. P. 26, file those pages of the transcripts of depositions that were included in their deposition designations (D.E. 73) and counter-designations (D.E. 94-2) and that were not previously filed with the Court on March 15, 2014 (*see* D.E. 73-5 and 77-1 through 77-33). Specifically, attached to this filing are designated excerpts from the following depositions:

- Exhibit 1: *Dickson* Deposition of Cherie Poucher (March 27, 2012)  
(Designated pages listed in D.E. 73, p. 5)
- Exhibit 2: *Dickson* Deposition of Charlie Collicutt (March 15, 2012)  
(Designated pages listed in D.E. 73, p. 5)
- Exhibit 3: *Dickson* Deposition of Anthony Fairfax (May 17, 2012)  
(Designated pages listed in D.E. 73, p. 5)

- Exhibit 4: *Dickson* Deposition of Gary Bartlett (August 1, 2012)  
(Designated pages listed in D.E. 73, p. 5)
- Exhibit 5: *Dickson* Deposition of Kelly Doss (March 15, 2012)  
(Designated pages listed in D.E. 73, p. 5)
- Exhibit 6: *Dickson* Deposition of Dr. Thomas B. Hofeller (June 28, 2012)  
(Counter-designated pages listed in D.E. 94-2, pp. 1-3)
- Exhibit 7: *Covington* Deposition of Dr. Thomas B. Hofeller (February 28, 2016) (Counter-designated pages listed in D.E. 94-2, pp. 3-4)
- Exhibit 8: *Dickson* Deposition of Representative David Lewis (May 3, 2012) (Counter-designated pages listed in D.E. 94-2, p.5)
- Exhibit 9: *Covington* Deposition of Representative David Lewis (February 5, 2016) (Counter-designated pages listed in D.E. 94-2, p.5)
- Exhibit 10: *Dickson* Deposition of Senator Robert Rucho (May 4, 2012)  
(Counter-designated pages listed in D.E. 94-2, p.6)
- Exhibit 11: *Covington* Deposition of Senator Robert Rucho (May 5, 2016)  
(Counter-designated pages listed in D.E. 94-2, p.6)
- Exhibit 12: *Covington* Deposition of Dan Frey (December 30, 2015)  
(Counter-designated pages listed in D.E. 94-2, p.6)

This the 10th day of April, 2016.

NORTH CAROLINA DEPARTMENT OF  
JUSTICE

By: /s/ Alexander McC. Peters  
Alexander McC. Peters  
Senior Deputy Attorney General  
N.C. State Bar No. 13654  
apeters@ncdoj.gov  
N.C. Department of Justice  
P.O. Box 629  
Raleigh, NC 27602  
Telephone: (919) 716-6900  
Facsimile: (919) 716-6763  
*Counsel for Defendants*

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

/s/ Thomas A. Farr  
Thomas A. Farr  
N.C. State Bar No. 10871  
Phillip J. Strach  
N.C. State Bar No. 29456  
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  
*Co-counsel for Defendants*

**CERTIFICATE OF SERVICE**

I, Thomas A. Farr, hereby certify that I have this day electronically filed the foregoing **DEFENDANTS' NOTICE OF FILING OF DESIGNATED DEPOSITION TESTIMONY** 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.  
John W. O'Hale  
Carolina P. Mackie  
Poyners Spruill LLP  
P.O. Box 1801 (27602-1801)  
301 Fayetteville St., Suite 1900  
Raleigh, NC 27601  
espeas@poynerspruill.com  
johale@poynerspruill.com  
cmackie@poyerspruill.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*

Adam Stein  
Tin Fulton Walker & Owen, PLLC  
312 West Franklin Street  
Chapel Hill, NC 27516  
astein@tinfulton.com  
*Attorney for Plaintiffs*

This the 10th day of April, 2016.

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

/s/ Thomas A. Farr

Thomas A. Farr  
N.C. State Bar No. 10871  
4208 Six Forks Road, Suite 1100  
Raleigh, NC 27609  
Telephone: 919.787.9700  
Facsimile: 919.783.9412  
thomas.farr@odnss.com

24460358.1