

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

FILED

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION

MARGARET DICKSON, *et al.* )  
*Plaintiffs,* )

v. )

ROBERT RUCHO, *et al.* )  
*Defendants.* )

WAKE CO., C.S. )

BY )

11 CVS 16896

NORTH CAROLINA STATE CONFERENCE )  
OF BRANCHES OF THE NAACP; *et al.* )

*Plaintiffs,* )

v. )

THE STATE OF NORTH CAROLINA, *et al.* )  
*Defendants.* )

11 CVS 16940

(Consolidated)

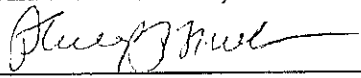
**NOTICE OF APPEAL**

TO THE HONORABLE JUSTICES OF THE NORTH CAROLINA SUPREME COURT:

Defendants Thom Tillis, Philip E. Berger, Bob Rucho, and David Lewis ("legislative defendants"), hereby give notice of appeal in the above captioned actions to the Supreme Court of North Carolina from the Order and Judgment on Remand from the North Carolina Supreme Court entered by the three-judge panel of the Honorable Paul C. Ridgeway, the Honorable Joseph N. Crosswhite, and the Honorable Alma L. Hinton on February 12, 2018. Legislative defendants appeal as of right directly to the Supreme Court pursuant to N.C. Gen. Stat. §120-2.5.

Respectfully submitted this 14<sup>th</sup> day of March, 2018.

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

By: \_\_\_\_\_

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CERTIFICATE OF SERVICE

This is to certify that the undersigned has this day served the foregoing in the above titled action upon all other parties to this cause by:

- Hand delivering a copy hereof to each said party or to the attorney thereof;
- Transmitting a copy hereof to each said party via facsimile transmittal;
- By email transmittal;
- Depositing a copy here of, first class postage pre-paid in the United States mail,

properly addressed to:

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This the 14<sup>th</sup> day of March, 2018.

By:   
Phillip J. Strach

PROPOSED ISSUES ON APPEAL

Pursuant to Rule 10, Legislative Defendants-Appellants intend to present the following proposed issues on appeal:

1. Did the three-judge panel err in entering judgment in favor of Plaintiffs and against the Defendants on Claims for Relief 22, 23, and 24 of the *Dickson v. Rucho* Amended Complaint (11 CVS 16896) and Claims for Relief 9, 10, and 11 of the *NAACP v. State of North Carolina* Amended Complaint (11 CVS 16940)?
2. Did the three-judge panel err in entering judgment in favor of Plaintiffs and against the Defendants on Claims for Relief 19, 20, and 21 of the *Dickson v. Rucho* Amended Complaint (11 CVA 16896) and Claims for Relief 1, 2, and 3 of the *NAACP v. State of North Carolina* Amended Complaint (11 CVS 16940)?
3. Did the three-judge panel err in declaring the 2011 First and Twelfth Congressional Districts and the 2011 majority black legislative districts unconstitutional under the Equal Protection Clause of the United States Constitution?
4. Did the three-judge panel err in declaring the 2011 First and Twelfth Congressional Districts and the 2011 majority black legislative districts unconstitutional under Article 1, § 19 of the North Carolina Constitution?
5. Did the three-judge panel err in failing to conclude that all claims were moot and should be dismissed?
6. Did the three-judge panel err in retaining jurisdiction over this case for purposes of entertaining motions for costs and attorneys' fees?