

IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF NORTH CAROLINA



COMMON CAUSE; NORTH CAROLINA DEMOCRATIC PARTY; LARRY D. HALL; DOUGLAS BERGER; CHERYL LEE TAFT; RICHARD TAFT; ALICE L. BORDSEN; WILLIAM H. FREEMAN; MELZER A. MORGAN, JR.; CYNTHIA S. BOYLAN; COY E. BREWER, JR.; JOHN MORRISON McNEILL; ROBERT WARREN WOLF; JONES P. BYRD; JOHN W. GRESHAM; RUSSELL G. WALKER, JR.; and MORTON LURIE;

Plaintiffs,

v.

No. 1:16-cv-01026-WO-JEP

ROBERT A. RUCHO, in his office capacity as Chairman of the North Carolina Senate Redistricting Committee for the 2016 Extra Session and Co-Chairman of the Joint Select Committee on Congressional Redistricting; DAVID R. LEWIS, in his official capacity as Chairman of the North Carolina House of Representatives Redistricting Committee for the 2016 Extra Session and Co-Chairman of the Joint Select Committee on Congressional Redistricting; PHILIP E. BERGER, in his office capacity as the President Pro Tempore of the North Carolina Senate; TIMOTHY K. MOORE, in his official capacity as the Speaker of the North Carolina House of Representatives; A. GRANT WHITNEY, JR., in his official capacity as Chairman and acting on behalf of the North Carolina State Board of Elections; THE NORTH CAROLINA STATE BOARD OF ELECTIONS; and STATE OF NORTH CAROLINA,

Defendants.

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O R D E R

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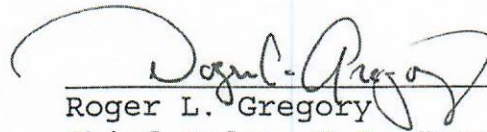
IT APPEARING to the undersigned Chief Judge of the Fourth Judicial Circuit of the United States that a civil action as above entitled was filed in the United States District Court for the Middle District of North Carolina wherein the plaintiffs allege, inter alia, that the North Carolina 2016 Congressional Redistricting Plan (N.C. Sess. Law 2016-1), as a whole and as to each of the thirteen congressional districts created by the Plan, is an unconstitutional partisan gerrymander in violation of the First Amendment, the Equal Protection Clause, and Article 1, sections 2 and 4 of the Constitution; and

IT FURTHER APPEARING that a request for a three-judge district court has been presented to the Honorable William L. Osteen, Jr., who has notified the undersigned pursuant to 28 U.S.C. § 2284 of the pendency of such request to the end that a court of three judges may be convened as required by 28 U.S.C. § 2284,

NOW, THEREFORE, I DO HEREBY DESIGNATE the Honorable James A. Wynn, United States Circuit Judge for the Fourth Circuit; the Honorable William L. Osteen, Jr., Chief United States District Judge for the Middle District of North Carolina; and the Honorable W. Earl Britt, Senior United States District Judge for

the Eastern District of North Carolina, to serve in the hearing and determination of this matter, as provided by law, the three to constitute a district court of three judges as provided by 28 U.S.C. § 2284.

This 25<sup>th</sup> day of October, 2016.



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Roger L. Gregory  
Chief Judge, U.S. Court of Appeals  
for the Fourth Circuit