

# **APPENDIX 1**

League of Women Voters Plaintiffs

EXCERPTS FROM DEPOSITION TRANSCRIPT - WALTER L. SALINGER

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

COMMON CAUSE, et al., )  
)  
Plaintiffs, )  
vs. ) Civil Action No.  
) 1:16-CV-1026-WO-JEP  
ROBERT A. RUCHO, in his )  
official 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, et al., )  
)  
Defendants. )  
)  
LEAGUE OF WOMEN VOTERS OF NORTH )  
CAROLINA, et al., )  
)  
Plaintiffs, )  
vs. ) Civil Action No.  
) 1:16-CV-1164-WO-JEP  
ROBERT A. RUCHO, in his )  
official capacity as Chairman )  
of the North Carolina Senate )  
Redistricting Committee for the )  
2016 Extra Session and )  
Co-Chairman of the 2016 Joint )  
Select Committee on )  
Congressional Redistricting, )  
et al., )  
)  
Defendants. )  
)

DEPOSITION OF WALTER L. SALINGER

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1:00 P.M.

TUESDAY, JULY 31, 2018

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WALTER L. SALINGER

having been first duly sworn or affirmed by the  
Certified Shorthand Reporter and Notary Public  
to tell the truth, the whole truth and nothing  
but the truth, testified as follows:

EXAMINATION

BY MR. McKNIGHT:

Q. Good afternoon, Dr. Salinger. My name is  
Michael McKnight, and I'm an attorney for the  
legislative defendants in the consolidated  
lawsuits that we're here about today. And I  
understand that you're here today on behalf of  
the League of Women Voters of North Carolina,  
correct?

A. Yes.

MS. RIGGS: Michael, before we go any  
further, I would just like to clarify for the  
record that Mr. Salinger will be waiving  
attorney-client privilege with respect to  
talking about his declaration, which is what  
we're here to discuss today, but that waiver  
extends only to the matters encompassed within  
the declaration. I want you to be able to ask  
him about it, but just wanted to keep the scope  
narrow and recognize that he does enjoy

1 currently with the Democratic Party, I can tell  
2 you that historically they don't. The Party  
3 ideology has shifted over time. The league has  
4 been very consistent in its support of  
5 particular policy positions over decades.

6 Q. The reason I'm asking that question is in  
7 paragraph 4 you reference a stipulation that we  
8 looked at as Exhibit 2 and you said that in that  
9 stipulation the parties agreed that the league  
10 has members in each congressional district who  
11 support and vote for Democratic candidates and  
12 have an interest in furthering policies at the  
13 national level that are consistent with the  
14 Democratic Party platform.

15 A. In this instant. Some of those policies used to  
16 be in the Republican platform in days past, but  
17 currently they're represented in the Democratic  
18 Party platform. In the not too distant past  
19 Republican.

20 Q. So I guess I'm not asking about the league's  
21 platform versus the Democratic or Republican  
22 Party platform. What I'm asking about is  
23 whether you know if the individual members  
24 identified in paragraph 6 that you've described  
25 there, do you know if those individual members

1 of the League of Women Voters have an interest  
2 in furthering policies at the national level  
3 that are consistent with the Democratic Party  
4 platform?

5 A. Currently -- currently the league policies and  
6 positions tend to align with the current  
7 Democratic Party platform. As I say, that  
8 wasn't true historically. While the league's  
9 platform hasn't changed, the Party platforms  
10 have. These people have joined the league  
11 because they support the league's position, so  
12 it's reasonable to infer that they're likely in  
13 support of the Democratic Party platform in the  
14 main.

15 Q. But you don't know that for sure, do you?

16 A. I haven't gotten them to swear an oath.

17 Q. Have you had a discussion with any of the  
18 individuals listed in paragraph 6 specifically  
19 about whether they support the Democratic Party  
20 platform at the national level?

21 A. The ones with whom I'm personally in contact,  
22 that is to say, the ones that are friends of  
23 mine, we may have political discussions outside  
24 the context of the league, and those people I  
25 would imagine -- I mean, I have reason to

1 believe support that platform.

2 Q. Okay. And can you -- sitting here today, can  
3 you tell me which of those individuals who are  
4 described in paragraph 6 support the Democratic  
5 Party platform?

6 A. You mean on the basis of what you see there?

7 Q. Yes.

8 A. No.

9 Q. Have you conducted any analysis of your  
10 membership database to see if the League of  
11 Women Voters of North Carolina has Republican  
12 members residing in any of the districts that  
13 are being challenged in this lawsuit?

14 A. No.

15 Q. And I think you said -- in paragraph 6 you say  
16 that the members that you've described regularly  
17 voted Democratic primaries. What criteria did  
18 you use to determine whether someone was a  
19 regular voter in Democratic primaries?

20 A. They voted frequently. I didn't have a set  
21 level, but they were -- it wasn't a rare event,  
22 so to speak.

23 Q. It wasn't a what?

24 A. Rare.

25 Q. So they could have missed two or three elections