

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

MARCUS CASTER, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	Civil Action No.:
v.)	2:21-cv-01536-AMM
)	
WES ALLEN, in his official)	
capacity as Alabama Secretary of State,)	
<i>et al.</i> ,)	
)	
Defendants.)	

**SECRETARY OF STATE ALLEN’S OBJECTIONS AND ANSWERS TO THE
CASTER PLAINTIFFS’ FINAL SET OF INTERROGATORIES
TO DEFENDANT SECRETARY OF STATE ALLEN**

Pursuant to Fed. R. Civ. P. 26 and Fed. R. Civ. P. 33, Hon. Wes Allen, sued herein in his official capacity as Secretary of State for the State of Alabama, hereby objects and responds to *Plaintiffs’ Final Set of Interrogatories to Defendant Secretary of State Allen* as set out below.

General Statement

The Secretary of State has relied on the information presently available to him. Further or different information may be discovered during this phase of the litigation. The Secretary will amend his *Objections and Answers* to the extent required under Fed. R. Civ. P. 26.

The Secretary of State's responses to each Interrogatory are made subject to all objections as to privilege, competence, relevance, materiality, propriety, and admissibility, as well as any and all other objections and grounds that would require the exclusion of evidence. The Secretary reserves the right to make any and all such objections at the appropriate time.

GENERAL OBJECTION

Secretary Allen objects to the *Instructions* to the extent that they purport to impose any requirements or obligations on him different from those contained in the applicable Federal Rules of Civil Procedure, the applicable Local Rules of this Court, the applicable Orders of this Court, and/or related agreements.

INTERROGATORIES

INTERROGATORY NO. 1: Describe in detail the steps taken during the 2023 special session redistricting process to effectuate the Legislature's stated intent to comply with the Voting Rights Act of 1965, as identified in the Legislative Statement to Senate Bill 5.

OBJECTIONS: Secretary Allen objects to this request to the extent that it seeks information protected by the attorney client privilege, work product privilege, legislative privilege, or deliberative process privilege.

ANSWER: Without waiving these objections, and understanding this Interrogatory as a demand for facts within the actual knowledge of the Secretary of State and his office, Secretary Allen responds that the Secretary of State does not pass legislation to draw redistricting plans and does not know "in detail the steps taken during the 2023 special session redistricting process to effectuate the Legislature's stated intent to comply with the Voting Rights Act of 1965."

INTERROGATORY NO. 2: Describe in detail how the communities of interest recognized in the Legislative Statement to Senate Bill 5 were determined, including but not limited to: (1) who was involved in identifying these communities; (2) the basis for determining that each was a community of interest; (3) the reason for including each community in the Legislative Statement; and (4) whether there were other communities of interest identified but not included in the Legislative Statement.

OBJECTIONS: Secretary Allen objects to this request to the extent that it seeks information protected by the attorney client privilege, work product privilege, legislative privilege, or deliberative process privilege.

ANSWER: Without waiving these objections, and understanding this Interrogatory as a demand for facts within the actual knowledge of the Secretary of State and his office, Secretary Allen responds that the Secretary of State does not pass legislation to draw redistricting plans and does not know how the communities of interest recognized in the Legislative Statement to Senate Bill 5 were determined.

* * *

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing Answers are true and correct to the best of my knowledge, information, and belief, based on the information available to me in the Secretary of State's office.

Executed on: September 6, 2024



Clay S. Helms
Chief of Staff

Signed as to Objections,

Steve Marshall

Attorney General

s/ James W. Davis

Edmund G. LaCour Jr. (ASB-9182-U81L)

Solicitor General

A. Barrett Bowdre (ASB-2087-K29V)

Deputy Solicitor General

Soren A. Geiger (ASB-0336-T31L)

Assistant Solicitor General

James W. Davis (ASB-4063-I58J)

Deputy Attorney General

Richard D. Mink (ASB-4802-M76R)

Misty S. Fairbanks Messick (ASB-1813-T71F)

Brenton M. Smith (ASB-1656-X27Q)

Benjamin M. Seiss (ASB-2110-O00W)

Charles A. McKay (ASB-7256-K18K)

Assistant Attorneys General

OFFICE OF THE ATTORNEY GENERAL

STATE OF ALABAMA

501 Washington Avenue

P.O. Box 300152

Montgomery, Alabama 36130-0152

Telephone: (334) 242-7300

Fax: (334) 353-8400

Edmund.LaCour@AlabamaAG.gov

Barrett.Bowdre@AlabamaAG.gov

Soren.Geiger@Alabama.AG.gov

Jim.Davis@AlabamaAG.gov

Richard.Mink@AlabamaAG.gov

Misty.Messick@AlabamaAG.gov

Brenton.Smith@AlabamaAG.gov

Ben.Seiss@AlabamaAG.gov

Charles.McKay@AlabamaAG.gov

Counsel for Secretary of State Allen

CERTIFICATE OF SERVICE

I certify that on September 6, 2024, I served the foregoing on all counsel of record by electronic mail.

s/ James W. Davis
Counsel for Secretary of State Allen