IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
CENTRAL DIVISION

THE ARKANSAS STATE CONFERENCE NAACP, *et al.* **PLAINTIFFS**

v. **Case No. 4:21-cv-1239-LPR**

THE ARKANSAS BOARD OF APPORTIONMENT, *et al.*

DEFENDANTS

PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION AND REQUEST FOR EXPEDITED BRIEFING AND CONSIDERATION

Pursuant to Federal Rule of Civil Procedure 65(a) and 52 U.S.C. § 10301, Plaintiffs the Arkansas State Conference NAACP and the Arkansas Public Policy Panel respectfully move the Court to issue a preliminary injunction preventing Defendants and their agents from implementing the reapportionment plan for the Arkansas House of Representatives that took effect today. Given the nature of this request and the State of Arkansas's timeline for holding future elections, Plaintiffs respectfully request expedited briefing and consideration of this Motion.

In support of this Motion, Plaintiffs submit the following:

1. Exhibit 1 is a true and accurate copy of the Board of Apportionment's Redistricting Plan as adopted by the Board of Apportionment on November 29, 2021.
2. Exhibit 2 is a true and accurate copy of the "Illustrative" Redistricting Plan, created by Plaintiffs' expert witness, Anthony E. Fairfax.
3. Exhibit 3 is a true and accurate copy of the Board of Apportionment's official transcript of the July 29, 2021 Arkansas Board of Apportionment public hearing, held in Monticello, Arkansas.

4. Exhibit 4 is a true and accurate copy of the Board of Apportionment's official transcript of the August 5, 2021 Arkansas Board of Apportionment public hearing, held in Bentonville, Arkansas.

5. Exhibit 5 is a true an accurate copy of the Board of Apportionment's official transcript of the August 24, 2021 Arkansas Board of Apportionment public hearing, held in Little Rock, Arkansas.

6. Exhibit 6 is a true and accurate copy of the Board of Apportionment's official transcript of the October 29, 2021 Arkansas Board of Apportionment public hearing, held in Little Rock, Arkansas.

7. Exhibit 7 is a true and accurate copy of the December 29, 2021 expert report and supporting appendices of Anthony E. Fairfax.

8. Exhibit 8 is a true and accurate copy of the December 28, 2021 expert report and supporting appendices of Dr. Lisa Handley.

9. Exhibit 9 is a true and accurate copy of the December 28, 2021 expert report and supporting appendices of Dr. Jay Barth.

10. Exhibit 10 is a compilation of various comments submitted by members of the public to the Arkansas Board Apportionment, as available at https://arkansasredistricting.org/public-comments/public-comment/, *last visited* on December 29, 2021, and as available at https://mydistricting.arkansas.gov/legdistricting/comments/plan/27/9, *last visited* on December 29, 2021.

The specific grounds for this motion are set forth in the concurrently filed opening brief.

Dated: December 29, 2021

Respectfully submitted,

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