

# **Exhibit 1**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF LOUISIANA**

DR. DOROTHY NAIRNE, JARRETT  
LOFTON, REV. CLEE EARNEST LOWE, DR.  
ALICE WASHINGTON, STEVEN HARRIS,  
ALEXIS CALHOUN, BLACK VOTERS  
MATTER CAPACITY BUILDING  
INSTITUTE, and THE LOUISIANA STATE  
CONFERENCE OF THE NAACP,

*Plaintiffs,*

v.

R. KYLE ARDOIN, in his official capacity as  
Secretary of State of Louisiana

*Defendant.*

Civil Action No. 3:22-cv-00178  
SDD-SDJ

**INDIVIDUAL PLAINTIFF DOROTHY NAIRNE RESPONSES  
RESPONSES TO DEFENDANT ARDOIN’S FIRST SET OF  
INTERROGATORIES AND FIRST SET OF REQUESTS FOR  
PRODUCTION OF DOCUMENTS TO THE INDIVIDUAL PLAINTIFFS**

Pursuant to Rules 26, 33, and 34 of the Federal Rules of Civil Procedure and Local Civil Rules 26, 33, and 34, Plaintiff Dorothy Nairne makes the following objections and responses to the First Interrogatories and First Set of Requests for Production received from Defendant Secretary of State.

**OBJECTIONS AND RESPONSES TO INTERROGATORIES**

**GENERAL OBJECTIONS**

Each of Plaintiff’s responses is subject to, and incorporates, the following objections (the “General Objections”). Plaintiff specifically incorporates each of these general objections into its responses to each of Defendant’s interrogatories, whether or not each such general objection is expressly referred to in Plaintiff’s response to a specific interrogatory.

1. Plaintiff objects to each of the Interrogatories to the extent it seeks the disclosure of

information protected by the attorney-client privilege, the attorney work product doctrine and the common interest privilege, or any information which is not otherwise subject to discovery.

2. Plaintiff objects to each of the Interrogatories to the extent that it is premature in that discovery is not complete.

3. Plaintiff objects to each of the Interrogatories to the extent it seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence.

4. Plaintiff objects to each of the Interrogatories to the extent that responding thereto would cause undue burden, undue expense and/or oppression.

5. Plaintiff makes these responses subject to and without waiving Plaintiff's right to introduce, use, or refer to information which Plaintiff presently has in her possession, custody, or control, but which Plaintiff has not yet had sufficient time to analyze and evaluate to determine its responsiveness to these Interrogatories, and without waiving Plaintiff's right to amend and/or supplement her responses in the event that any information previously available to Plaintiff is unintentionally omitted from her responses.

6. Nothing herein shall be construed as an admission with respect to the admissibility or relevance of any information, fact, or document, or the truth or accuracy of any characterization or statement of any kind contained in the Interrogatories.

## **INTERROGATORIES**

### **INTERROGATORY NO. 1**

For each of the individual plaintiffs, please state or identify:

(a) Your full name, your date of birth, and each address where you resided since you registered to vote in Louisiana;

(b) The date you became registered to vote in Louisiana;

(c) The district number of each State House and State Senate district in which you have resided since you registered to vote in Louisiana and the length of time in which you resided in each district;

(d) The precinct number of each precinct in which you have resided since you registered to vote in Louisiana and the length of time in which you resided in each precinct;

(e) If you have resided in Louisiana for less than 10 years, please state (i) each address where you resided since 2008, (ii) the number of each state legislative district in which you resided since 2008; and (iii) whether you voted for a candidate running for a state legislative position in each year that such an election was held since 2008.

**RESPONSE:** Plaintiff objects to Interrogatory No. 1 because it is overly broad and unduly burdensome and because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 1 to the extent that it seeks information about Plaintiff's voting history that is within the possession of Defendant Ardoin already through the ERIN system.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows:

- a) Plaintiff's name is Dr. Dorothy Nairne. Plaintiff was born in [REDACTED]. Since registering to vote in Louisiana, Plaintiff's address is [REDACTED].
- b) To the best of Plaintiff's recollection, Plaintiff registered vote on 09/28/2018
- c) To the best of Plaintiff's recollection, Plaintiff has resided in State House District 60 and State Senate District 02 since 2017.
- d) To the best of Plaintiff's recollection, Plaintiff has resided in ward/precinct 04/02 since 2017.
- e) Plaintiff has resided in Louisiana for less than ten years of the last decade

(i) To the best of Plaintiff's recollection, Plaintiff has resided at 3651 Highway 1, Napoleonville, LA 70390 since 2017 and did not reside in Louisiana within the years prior in the past decade.

(ii) To the best of Plaintiff's recollection, Plaintiff has resided in State House District 60 and State Senate District 02 since 2017.

(iii) To the best of Plaintiff's recollection, Plaintiff voted in state legislative elections since 2017.

## **INTERROGATORY NO. 2**

As to each Louisiana State House and State Senate district at issue in your Amended Complaint, state the following, identifying to which district(s) the response relates:

(a) All facts and documents of which you are aware that support your claims in the Complaint or on which you intend to rely to show that a particular district violates Section 2 of the Voting Rights Act or is otherwise an impermissible racial gerrymander. This includes not only identifying the particular portion of any expert report that relates to the particular district challenged, but also any anecdotal, testimonial, statistical, or non- statistical proofs not included in the reports;

(b) Identify all persons with knowledge, including but not limited to, witnesses you intend to call as to each particular district to establish the facts listed under subpart (a). As to those you intend to call as witnesses, provide a detailed summary of the substance and scope of their anticipated testimony, indicate to which district their anticipated testimony will relate, and identify and produce the documents they will refer to or use in their testimony; and

**RESPONSE:** Plaintiff objects to this Interrogatory to the extent that it is premature given that discovery is not yet complete. Plaintiffs reserve the right to supplement this Response.

Subject to and without waiving this objection and the General Objections, Plaintiff responds as follows:

a) At least three additional districts providing an opportunity for Black voters to elect their candidates of choice could be created in the Senate redistricting plan. Illustrative maps proffered by Plaintiff's expert witness Bill Cooper show that additional districts could be created in areas of the following districts created by S.B.1: 2, 5, 7, 8, 10, 14, 15, 17, 19, 31, 36, 38 and 39. Areas within and around these Senate districts contain sufficiently large and geographically compact Black Voting Age Populations such that it would be possible to create additional electoral opportunities for Black voters in districts that adhere to traditional redistricting principles if the these districts were redrawn. Redrawing these districts may or may not also require reconfiguration of one or more surrounding districts. Further, at least six additional districts providing an opportunity for Black voters to elect their candidates of choice could be created in the House redistricting plan. The illustrative map proffered by Plaintiff's expert witness Bill Cooper show that additional districts could be created in areas of following districts in H.B 14: 1, 2, 4, 5, 7, 13, 22, 25, 29, 34, 35, 37, 58, 59, 60, 61, 62, 63, 65, 66, 68, 69, 70, 81, 88, and 101. Areas within and around these House districts contain sufficiently large and geographically compact Black Voting Age Populations such that it would be possible to create additional electoral opportunities for Black voters in districts that adhere to traditional redistricting principles if these districts were redrawn. Redrawing these districts may or may not also require reconfiguration of one or more surrounding districts. The Expert Reports of Bill Cooper and Dr. Craig Colten contain the specific facts concerning the size and compactness of the Black population in these districts.

In addition, voting in and around these districts is racially polarized, which leads to the usual defeat of candidates preferred by a significant and cohesive bloc of Black voters by white voters voting as a bloc for other candidates in districts that are not majority Black. The Expert Report of Dr. Lisa Handley contains the specific facts concerning racially polarized voting that support Plaintiff's claims in this case.

Furthermore, the persistent effects of discrimination across multiple metrics (economic, health, employment, living, environmental conditions) have produced severe socioeconomic disparities that hinder the ability of Black Louisianans to participate in the political process. Each of these disparities are indicative of a failure on the part of elected officials to address the needs of Black Louisianans. Black candidates in Louisiana are underrepresented in office and rarely win elections outside of majority-minority districts and Louisiana's political campaigns have been persistently marked by overt and implicit racial appeals. The Expert Reports of Dr. R. Blakeslee Gilpin and Dr. Traci Burch contain the specific facts demonstrating ongoing and historical voting-related discrimination that support Plaintiff's claim that in the totality of the circumstances, Black voters in Louisiana have less opportunity than other voters to participate in the political process and elect their candidates of choice to the Louisiana House of Representatives and Louisiana Senate.

### **INTERROGATORY NO. 3**

State whether you have drawn or created any alternative maps to the State Legislative Maps or any illustrative maps, including but not limited to, in draft or incomplete form. If you have drawn or created such maps, identify each individual involved in the development of each map you created, the software used to draw or create each map, describe the criteria and formula you or your organization used to draw or create each map, and for each criteria explain why it

was selected and how it was weighted.

**RESPONSE:** Subject to and without waiving the foregoing general objections, Plaintiff has not created any alternative maps but intends to rely upon illustrative and/or remedial maps created by expert witness retained by Plaintiff to testify in this case. The information regarding the creation of those maps sought by Interrogatory No. 3 is contained in expert reports that have been or will be produced by Plaintiff's expert witnesses.

**INTERROGATORY NO. 4**

Describe your responsibility, if any, for the payment of any attorney's fees or costs incurred by your counsel or any attorney's fees or costs that might be awarded against you by the court in this lawsuit. If you are not responsible for such fees or costs, identify the persons or persons who are responsible for these fees and costs by stating the name and address for any such person or persons.

**RESPONSE:** Plaintiff objects to Interrogatory No. 4 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 4 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 4 on the ground that it seeks information protected by Plaintiff's and Plaintiff's attorneys' First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: Plaintiff's attorneys in this case are representing Plaintiff on a pro bono basis and have agreed to advance all costs of the litigation. Plaintiff therefore has no responsibility for the payment of attorney's fees or costs. With the potential exception of Defendant's responsibility for fees and costs under fee-shifting statutes if Plaintiffs are successful, there is no other person



other than Plaintiff's counsel who is responsible for attorney's fees and costs in this litigation.

**INTERROGATORY NO. 5**

Explain in detail how you came to be a plaintiff in this lawsuit. Include in your answer whether you were asked to be a plaintiff by another person or persons, the identity of any such person or persons, the organization or employer with which that person was employed or affiliated, the date of any such conversations, and the substance of any such conversations.

**RESPONSE:** Plaintiff objects to Interrogatory No. 5 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 5 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 5 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

**INTERROGATORY NO. 6**

Other than this case, list any legal proceedings, involving constitutional challenges against government entities, where you have been a party or a witness since January 1, 2010. In doing so, please provide the caption of the case and file number, the court or administrative agency in which any case identified above was filed, a short explanation of the substance of the case, the nature of your involvement (i.e., party or witness), and current status of the proceedings.

**RESPONSE:** Plaintiff objects to Interrogatory No. 6 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 6 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff

responds as follows: *Louisiana State Conference of the NAACP v. Ardoin*, No C-716837 (19<sup>th</sup> Judicial District), a malapportionment challenge to Louisiana's congressional districts (Proceedings Concluded).

**INTERROGATORY NO. 7**

Identify each person or group, other than any attorney retained to represent you in this action, with whom you have communicated with or obtained any oral or written statement from regarding the allegations or claims made in this lawsuit.

For each communication you identify, state the date, time, place, and method of each communication, the substance of the communication, and identify any documents that you provided to or exchanged with each such person or group regarding the allegations or claims made in this lawsuit.

**RESPONSE:** Plaintiff objects to Interrogatory No. 7 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 7 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 7 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: All documents within Plaintiff's possession, custody or control reflecting non-privileged written communications Plaintiff has made or received regarding the allegations or claims in this lawsuit will be produced.

**INTERROGATORY NO. 8**

Identify all elections you have voted in since January 1, 2008.

**RESPONSE:** Plaintiff objects to Interrogatory No. 9 as overly broad and unduly

burdensome. Plaintiff further objects to Interrogatory No. 9 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 9 because it seeks information about Plaintiff's voting history that is within the possession of Defendant Ardoin already through the ERIN system.

Subject to and without waiving this objection and the General Objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff has voted in the majority of elections in recent years, including local, state, and federal cycles, excluding elections in November 2023, July 2020, and December 2018.

#### **INTERROGATORY NO. 9**

Identify every organization (e.g. civic or non-profit), group, campaign (including your own campaign for political office, if any), or political committee (including any of the Organizational Plaintiffs in this action) in which you are or were a member or in which you are or were otherwise involved since January 1, 2008 by stating the following: (a) the name of the organization; (b) the date your affiliation with the organization began and, if applicable, the date your affiliation with the organization ended; (c) any title or office you hold or have held in the organization; (d) whether you pay or paid dues, a membership fee, or any other sum of money to be a member of the organization; and (e) the amount of any form of compensation or remuneration, if any, you received from the organization.

**RESPONSE:** Plaintiff objects to Interrogatory No. 9 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 9 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 9 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 9 on the grounds that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and

freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: to the best of Plaintiff's recollection, Plaintiff is a member of the following organizations:

Sisterlove – Women's AIDS Project, South Africa  
Member from November 1, 1998 – December 30, 2016  
Board Member  
No dues, no compensation

Positive Women's Network, South Africa  
Member from January 1, 2000 – December 31, 2009  
Board Member  
No dues, no compensation

The Right Choice Project, Louisiana  
Member from March 2016 – December 2018  
Board Secretary  
No dues, no compensation

Assumption Parish NAACP  
Member since 2017  
Dues-Paying Member  
Annual dues: \$30  
No compensation

Together Louisiana  
Member since 2020  
Member; Neighborhood Captain  
Annual dues: N/A  
No compensation

Project Possible  
Member since 2019  
Board Chair and Founder  
No dues, no compensation

Climate Reality  
Member since 2020  
General Member  
No dues, no compensation

Urban League of Louisiana

Member since 2019  
Participant in Women's Business Activities  
No dues, no compensation

Larry Sorapuru for State Representative District 57  
Member since 2023  
General Advisor  
No dues, no compensation

**INTERROGATORY NO. 10**

To the extent not already identified, identify every position you currently hold or have held since January 1, 2008 in any political party (e.g. the Republican Party, Democratic Party, etc.), including: (a) the name of the position(s) you hold or held; (b) the name(s) of the political party or parties in which you hold or held the position(s); (c) the dates you held the position(s), or if you currently hold one or more such position(s), the date you were appointed or elected to the position(s) currently held; and (d) the amount of any compensation, if any, you received from the political party.

**RESPONSE:** Plaintiff objects to Interrogatory No. 10 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 10 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 10 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 10 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff has never held a position with any political party.

**INTERROGATORY NO. 11**

Identify each and every public hearing regarding Louisiana's 2021/2022 legislative

redistricting process or the State Legislative Maps that you attended and, for each such hearing, state or describe the following: (a) the date(s) and location(s) of the hearing(s) you attended; (b) whether you provided any testimony or comments during the hearing(s) on your own behalf or on behalf of an organization; (c) any documents you took with you to the hearing or that you received or created before or during the hearing, or that you relied upon for any testimony you provided during the hearing; and (d) if you attended any hearing with or on behalf of a group or organization, the name of that group or organization.

**RESPONSE:** Plaintiff objects to Interrogatory No. 11 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 11 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 11 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff did not attend any public hearings regarding Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps.

## **OBJECTIONS AND RESPONSES TO REQUESTS FOR PRODUCTION**

### **GENERAL OBJECTIONS**

Each of Plaintiff's responses is subject to, and incorporates, the following objections (the "General Objections"). Plaintiff specifically incorporates each of these general objections into its responses to each of Defendant's Request for Production, whether or not each such general objection is expressly referred to in Plaintiff's response to a specific Request.

1. Plaintiff objects to each Request to the extent it seeks the disclosure of information protected by the attorney-client privilege, the attorney work product doctrine, and the common interest privilege, or any information which is not otherwise subject to discovery.

2. Plaintiff objects to each Request to the extent that it is premature in that discovery is not complete.

3. Plaintiff objects to each Request to the extent it seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence.

4. Plaintiff objected to each Request that fails to describe with reasonable particularity the documents or things sought.

5. Plaintiff objects to each Request to the extent that response thereto would cause undue burden, undue expense, and/or oppression.

6. Plaintiff objects to the search terms contained in Exhibit A to the Requests as overly broad and unduly burdensome. Running electronic searches using the overly broad terms included with the Requests creates an undue burden and expense for an individual like Plaintiff that outweighs its likely benefit and is not proportional to the needs of the case. Accordingly, Plaintiff has not executed searches of her electronic computer files, email server, or phone.

7. Plaintiff objects to each Request that seeks materials obtainable from another source that

is more convenient, less burdensome, or less expensive.

8. Nothing herein shall be construed as an admission with respect to the admissibility or relevance of any information, fact, or document, or the truth or accuracy of any characterization or statement of any kind contained in the Request.

9. Plaintiff reserves the right to supplement its responses to these Requests as appropriate.

### **REQUESTS FOR PRODUCTION**

#### **REQUEST FOR PRODUCTION NO. 1**

All documents identified in your answers to the above Interrogatories.

**RESPONSE:** Subject to and without waiving the General Objections, Plaintiff will produce all documents responsive to this Request within Plaintiff's possession, custody or control.

#### **REQUEST FOR PRODUCTION NO. 2**

All documents in your possession, custody, or control that you have received or viewed which were produced by Defendant or Legislative Intervenors, and their staff, in response to any public records request regarding the 2021/2022 legislative redistricting process or the State Legislative Maps.

**RESPONSE:** Plaintiff objects to Request for Production No. 2 because it seeks documents that are within the possession, custody, or control of the Defendant or Legislative Intervenors.

Subject to the foregoing specific objection and the General Objections, Plaintiff has not made any public records requests to Defendant or Legislative Intervenors, or their staff regarding the 2021/2022 legislative redistricting process or the State Legislative Maps and as such does not have any documents responsive to this request.

#### **REQUEST FOR PRODUCTION NO. 3**

Any alternative maps to the State Legislative Maps or illustrative maps, including in draft



or incomplete form, created, received, or maintained by you related to Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps, and all documents and ESI relating to or otherwise supporting the creation of the alternative or illustrative maps, including but not limited to, documents describing the criteria and formulas used to create the maps.

**RESPONSE:** Plaintiff objects to this Request to the extent that it seeks information protected by the attorney-client privilege or the attorney work product doctrine. Subject to and without waiving these objections and the General Objections, Plaintiff states that Plaintiff did not draft, create, receive, or maintain any alternative or illustrative maps other than the maps contained in the Expert Report of Bill Cooper, which has already been provided to Defendants along with all of the other non-privileged and non-attorney work product information requested hereto related to those maps.

#### **REQUEST FOR PRODUCTION 4**

Any non-privileged communications or documents created, received, or maintained by you that you contend support or otherwise relate to the allegations or claims in the Complaints (as amended) you filed in the lawsuit in which you are a plaintiff, including, but not limited to, any and all estimates, reports, studies, analyses, calendars, notes, text messages, journals, diaries or other writings, videotapes, recordings or other electronically stored media.

**RESPONSE:** Plaintiff objects to the Request to the extent that it is premature in that discovery is not complete. Subject to and without waiving this Objection and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

#### **REQUEST FOR PRODUCTION NO. 5**

Any non-privileged communications or documents created, received, or maintained by you

that relate to Louisiana's state legislative maps or legislative districting since January 1, 2020, including, but not limited to, any and all estimates, reports, studies, analyses, notes, text messages, journals, diaries or other writings, videotapes, recordings or other electronically stored media.

**RESPONSE:** Plaintiff objects to this Request to the extent that it seeks documents protected by the attorney-client privilege or the attorney work product doctrine. Plaintiff objects to this Request to the extent that it is overly broad, burdensome and seeks information that is not relevant to any party's claims or defenses. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents within Plaintiff's possession, custody or control that Plaintiff is aware of related to the Louisiana's State House or State Senate district lines or the 2021/2022 legislative redistricting process.

#### **REQUEST FOR PRODUCTION NO. 6**

Copies of any letters, contracts, or other documents that explain who is responsible for the payment of legal fees and costs in this litigation or contracts, letters, or other documents that state whether you are responsible or not responsible for these fees and costs.

**RESPONSE:** Plaintiff objects to this Request as it seeks documents protected by the attorney-client privilege or the attorney work product doctrine.

#### **REQUEST FOR PRODUCTION NO. 7**

All communications and documents, including any emails, text messages, letters or other correspondence that you have given or sent to, received from, exchanged or discussed with any person whom you may call as a witness at trial in this lawsuit.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege,

the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 8**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any conversation or communication you had with any third party about any of the allegations or claims made in your Complaint (as amended) including, but not limited to, emails, notes, text messages, or recordings of any such conversations or communications.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 9**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any conversation or communication you had with any member of your organization about any of the allegations or claims made in your Complaints (as amended) including, but not limited to, press releases, statements, submissions to the media, emails, notes, text messages, or recordings of any such conversations or communications.

**RESPONSE:** This Request does not apply to Individual Plaintiffs, who are not organizations and have no members.

**REQUEST FOR PRODUCTION NO. 8a<sup>1</sup>**

Copies of all Social Posts by you that relate to or reflect any of the allegations or claims you have made in this lawsuit, or related to Defendant or Intervenor Defendants since January 1, 2020.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 9a**

All reports, correspondence, written opinions, or other documents reflecting either the substance of the opinions of each expert you identified in your answers to the preceding Interrogatories or any facts relied upon by any such expert in forming his or her opinion, and the most current resume or *curriculum vitae* of each such expert.

**RESPONSE:** All initial Expert Reports and related materials have previously been produced to Defendants. Additionally, Plaintiff reserves the right to supplement those reports and response to this Request consistent with the Scheduling Order in this case governing expert disclosures.

**REQUEST FOR PRODUCTION NO. 10**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any alleged "injury" you claim to have suffered as a result of Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps, including but not limited to, financial records, communications, emails, notes, text messages, or recordings.

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<sup>1</sup> Defendant Ardoin's First Set Request for Production of Documents to Individual Plaintiffs have repeat the Nos 8 and 9 for two of the Requests. We have labeled the second set at 8a and 9a to avoid confusion.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is vague and ambiguous. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 11**

Copies of any source code, software, or electronic programs/applications used by any of your experts in connection with this litigation. To the extent such items were not developed by your expert but are commercially available for purchase, please identify the code, software, programs, or applications.

**RESPONSE:** All initial Expert Reports and related materials have previously been produced to Defendants. Additionally, Plaintiff reserves the right to supplement those reports and response to this Request consistent with the Scheduling Order in this case governing expert disclosures.

**REQUEST FOR PRODUCTION NO. 12**

All documents and communications discussing, related to, referring to, or concerning Louisiana's State House or State Senate district lines, the 2021/2022 legislative redistricting process, or administration of the 2023 election.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving the General Objections, Plaintiff will produce any documents within Plaintiff's

possession, custody or control that Plaintiff is aware of related to the Louisiana's State House or State Senate district lines or the 2021/2022 legislative redistricting process.

**REQUEST FOR PRODUCTION NO. 13**

All documents, items, objects, materials, charts, graphs, displays, and exhibits that Individual Plaintiffs' expect to, intend to, or may use or offer as exhibits or as evidence at any hearing or trial of this matter.

**RESPONSE:** Plaintiff objects to the Request to the extent that it is premature in that discovery is not complete, and Plaintiff may rely upon demonstrative exhibits and materials at the time of trial. Subject to and without waiving this Objection and the General Objections, Plaintiff will produce documents responsive to this Request within Plaintiff's possession, custody or control.

DATED: July 3, 2023

Respectfully submitted,

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**VERIFICATION OF DOROTHY NAIRNE**

I hereby state that Individual Plaintiff Dr. Dorothy Nairne's Responses to Defendant Ardoin's First Set of Interrogatories and First Set of Requests for Production of Documents of the Individual Plaintiffs, served on July 3, 2023, are true to the best of my knowledge and belief.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on July 3, 2023

A handwritten signature in black ink, appearing to read 'Dorothy Nairne', written over a horizontal line.

Dr. Dorothy Nairne



**CERTIFICATE OF SERVICE**

I certify that on July 3, 2023, this document was served via electronic mail on all counsel of record.

/s/ Sarah Brannon

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF LOUISIANA

DR. DOROTHY NAIRNE, JARRETT  
LOFTON, REV. CLEE EARNEST LOWE,  
DR. ALICE WASHINGTON, STEVEN  
HARRIS, ALEXIS CALHOUN, BLACK  
VOTERS MATTER CAPACITY BUILDING  
INSTITUTE, and THE LOUISIANA STATE  
CONFERENCE OF THE NAACP,  
*Plaintiffs,*

v.

R. KYLE ARDOIN, in his official capacity  
as Secretary of State of Louisiana,  
*Defendant.*

Civil Action No. 3:22-cv-00178-SDD-SDJ

Chief Judge Shelly D. Dick

Magistrate Judge Scott D. Johnson

**INDIVIDUAL PLAINTIFF DR. ALICE WASHINGTON-EDWARDS’  
RESPONSES TO DEFENDANT ARDOIN’S FIRST SET OF  
INTERROGATORIES AND FIRST SET OF REQUESTS FOR  
PRODUCTION OF DOCUMENTS TO THE INDIVIDUAL PLAINTIFFS**

Pursuant to Rules 26, 33, and 34 of the Federal Rules of Civil Procedure and Local Civil Rules 26, 33, and 34, Plaintiff Dr. Alice Washington-Edwards makes the following objections and responses to the First Set of Interrogatories and First Set of Requests for Production received from Defendant Secretary of State.

**OBJECTIONS AND RESPONSES TO INTERROGATORIES**

**GENERAL OBJECTIONS**

Each of Plaintiff’s responses is subject to, and incorporates, the following objections (the “General Objections”). Plaintiff specifically incorporates each of these general objections into its responses to each of Defendant’s interrogatories, whether or not each such general objection is expressly

referred to in Plaintiff's response to a specific interrogatory.

1. Plaintiff objects to each of the Interrogatories to the extent it seeks the disclosure of information protected by the attorney-client privilege, the attorney work product doctrine and the common interest privilege, or any information which is not otherwise subject to discovery.

2. Plaintiff objects to each of the Interrogatories to the extent that it is premature in that discovery is not complete.

3. Plaintiff objects to each of the Interrogatories to the extent it seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence.

4. Plaintiff objects to each of the Interrogatories to the extent that responding thereto would cause undue burden, undue expense and/or oppression.

5. Plaintiff makes these responses subject to and without waiving Plaintiff's right to introduce, use, or refer to information which Plaintiff presently has in her possession, custody, or control, but which Plaintiff has not yet had sufficient time to analyze and evaluate to determine its responsiveness to these Interrogatories, and without waiving Plaintiff's right to amend and/or supplement her responses in the event that any information previously available to Plaintiff is unintentionally omitted from her responses.

6. Nothing herein shall be construed as an admission with respect to the admissibility or relevance of any information, fact, or document, or the truth or accuracy of any characterization or statement of any kind contained in the Interrogatories.

### **INTERROGATORIES**

#### **INTERROGATORY NO. 1**

For each of the individual plaintiffs, please state or identify:

(a) Your full name, your date of birth, and each address where you resided since you registered

to vote in Louisiana;

(b) The date you became registered to vote in Louisiana;

(c) The district number of each State House and State Senate district in which you have resided since you registered to vote in Louisiana and the length of time in which you resided in each district;

(d) The precinct number of each precinct in which you have resided since you registered to vote in Louisiana and the length of time in which you resided in each precinct;

(e) If you have resided in Louisiana for less than 10 years, please state (i) each address where you resided since 2008, (ii) the number of each state legislative district in which you resided since 2008; and (iii) whether you voted for a candidate running for a state legislative position in each year that such an election was held since 2008.

**RESPONSE:** Plaintiff objects to Interrogatory No. 1 because it is overly broad and unduly burdensome and because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 1 to the extent that it seeks information about Plaintiff's voting history that is within the possession of Defendant Ardoin already through the ERIN system.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows:

a) Plaintiff's full name is Dr. Alice Francis Washington-Edwards. Plaintiff was born in [REDACTED]. Since registering to vote in Louisiana, Plaintiff has lived at three addresses: (1) [REDACTED]; (2) [REDACTED]; and (3) [REDACTED].

b) To the best of Plaintiff's recollection, Plaintiff registered to vote in July of 2011.

c) To the best of Plaintiff's knowledge and recollection, Plaintiff has resided in three House and three Senate districts since registered to vote in Louisiana: (1) House District 91 and Senate District 5

from approximately May of 2011 until approximately January of 2013; (2) House District 93 and Senate District 5 from approximately January of 2013 until approximately December of 2015; and (3) House District 66 and Senate District 16 from approximately January 2016 until the present. These districts did not change with the new legislative maps enacted in 2022.

d) To the best of Plaintiff's knowledge and recollection, Plaintiff has resided in two precincts since registering to vote in Louisiana: (1) Precinct 1, from approximately May of 2011 to approximately December of 2015; and (2) Precinct 59, from approximately January 2016 until the present.

e) To the best of Plaintiff's recollection, Plaintiff has resided in Louisiana for 12 years.

**INTERROGATORY NO. 2**

As to each Louisiana State House and State Senate district at issue in your Amended Complaint, state the following, identifying to which district(s) the response relates:

(a) All facts and documents of which you are aware that support your claims in the Complaint or on which you intend to rely to show that a particular district violates Section 2 of the Voting Rights Act or is otherwise an impermissible racial gerrymander. This includes not only identifying the particular portion of any expert report that relates to the particular district challenged, but also any anecdotal, testimonial, statistical, or non- statistical proofs not included in the reports;

(b) Identify all persons with knowledge, including but not limited to, witnesses you intend to call as to each particular district to establish the facts listed under subpart (a). As to those you intend to call as witnesses, provide a detailed summary of the substance and scope of their anticipated testimony, indicate to which district their anticipated testimony will relate, and identify and produce the documents they will refer to or use in their testimony; and

**RESPONSE:** Plaintiff objects to this Interrogatory to the extent that it is premature given that discovery is not yet complete. Plaintiffs reserve the right to supplement this Response.

Subject to and without waiving this objection and the General Objections, Plaintiff responds as follows:

a) At least three additional districts providing an opportunity for Black voters to elect their candidates of choice could be created in the Senate redistricting plan. Illustrative maps proffered by Plaintiff's expert witness Bill Cooper show that additional districts could be created in areas of the following districts created by S.B.1: 2, 5, 7, 8, 10, 14, 15, 17, 19, 31, 36, 38 and 39. Areas within and around these Senate districts contain sufficiently large and geographically compact Black Voting Age Populations such that it would be possible to create additional electoral opportunities for Black voters in districts that adhere to traditional redistricting principles if these districts were redrawn. Redrawing these districts may or may not also require reconfiguration of one or more surrounding districts. Further, at least six additional districts providing an opportunity for Black voters to elect their candidates of choice could be created in the House redistricting plan. The illustrative map proffered by Plaintiff's expert witness Bill Cooper show that additional districts could be created in areas of following districts in H.B 14: 1, 2, 4, 5, 7, 13, 22, 25, 29, 34, 35, 37, 58, 59, 60, 61, 62, 63, 65, 66, 68, 69, 70, 81, 88, and 101. Areas within and around these House districts contain sufficiently large and geographically compact Black Voting Age Populations such that it would be possible to create additional electoral opportunities for Black voters in districts that adhere to traditional redistricting principles if these districts were redrawn. Redrawing these districts may or may not also require reconfiguration of one or more surrounding districts. The Expert Reports of Bill Cooper and Dr. Craig Colten contain the specific facts concerning the size and compactness of the Black population in these districts.

In addition, voting in and around these districts is racially polarized, which leads to the usual defeat of candidates preferred by a significant and cohesive bloc of Black voters by white voters voting as a bloc

for other candidates in districts that are not majority Black. The Expert Report of Dr. Lisa Handley contains the specific facts concerning racially polarized voting that support Plaintiff's claims in this case.

Furthermore, the persistent effects of discrimination across multiple metrics (economic, health, employment, living, environmental conditions) have produced severe socioeconomic disparities that hinder the ability of Black Louisianans to participate in the political process. Each of these disparities are indicative of a failure on the part of elected officials to address the needs of Black Louisianans. Black candidates in Louisiana are underrepresented in office and rarely win elections outside of majority-minority districts and Louisiana's political campaigns have been persistently marked by overt and implicit racial appeals. The Expert Reports of Dr. R. Blakeslee Gilpin and Dr. Traci Burch contain the specific facts demonstrating ongoing and historical voting-related discrimination that support Plaintiff's claim that in the totality of the circumstances, Black voters in Louisiana have less opportunity than other voters to participate in the political process and elect their candidates of choice to the Louisiana House of Representatives and Louisiana Senate.

### **INTERROGATORY NO. 3**

State whether you have drawn or created any alternative maps to the State Legislative Maps or any illustrative maps, including but not limited to, in draft or incomplete form. If you have drawn or created such maps, identify each individual involved in the development of each map you created, the software used to draw or create each map, describe the criteria and formula you or your organization used to draw or create each map, and for each criteria explain why it was selected and how it was weighted.

**RESPONSE:** Subject to and without waiving the foregoing general objections, Plaintiff has not created any alternative maps but intends to rely upon illustrative and/or remedial maps created by expert witness retained by Plaintiff to testify in this case. The information regarding the creation of those maps sought by Interrogatory No. 3 is contained in expert reports that have been or will be produced by

Plaintiff's expert witnesses.

**INTERROGATORY NO. 4**

Describe your responsibility, if any, for the payment of any attorney's fees or costs incurred by your counsel or any attorney's fees or costs that might be awarded against you by the court in this lawsuit. If you are not responsible for such fees or costs, identify the persons or persons who are responsible for these fees and costs by stating the name and address for any such person or persons.

**RESPONSE:** Plaintiff objects to Interrogatory No. 4 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 4 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 4 on the ground that it seeks information protected by Plaintiff's and Plaintiff's attorneys' First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: Plaintiff's attorneys in this case are representing Plaintiff on a pro bono basis and have agreed to advance all costs of the litigation. Plaintiff therefore has no responsibility for the payment of attorney's fees or costs. With the potential exception of Defendant's responsibility for fees and costs under fee-shifting statutes if Plaintiffs are successful, there is no other person other than Plaintiff's counsel who is responsible for attorney's fees and costs in this litigation.

**INTERROGATORY NO. 5**

Explain in detail how you came to be a plaintiff in this lawsuit. Include in your answer whether you were asked to be a plaintiff by another person or persons, the identity of any such person or persons, the organization or employer with which that person was employed or affiliated, the date of any such conversations, and the substance of any such conversations.



**RESPONSE:** Plaintiff objects to Interrogatory No. 5 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 5 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 5 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

**INTERROGATORY NO. 6**

Other than this case, list any legal proceedings, involving constitutional challenges against government entities, where you have been a party or a witness since January 1, 2010. In doing so, please provide the caption of the case and file number, the court or administrative agency in which any case identified above was filed, a short explanation of the substance of the case, the nature of your involvement (i.e., party or witness), and current status of the proceedings.

**RESPONSE:** Plaintiff objects to Interrogatory No. 6 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 6 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: *Louisiana State Conference of the NAACP v. Ardoin*, No C-716837 (19<sup>th</sup> Judicial District), Malapportionment challenges to Louisiana Congressional Districts (Proceedings Concluded).

**INTERROGATORY NO. 7**

Identify each person or group, other than any attorney retained to represent you in this action, with whom you have communicated with or obtained any oral or written statement from regarding the allegations or claims made in this lawsuit.

For each communication you identify, state the date, time, place, and method of each

communication, the substance of the communication, and identify any documents that you provided to or exchanged with each such person or group regarding the allegations or claims made in this lawsuit.

**RESPONSE:** Plaintiff objects to Interrogatory No. 7 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 7 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 7 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: All documents within Plaintiff's possession, custody or control reflecting non-privileged written communications Plaintiff has made or received regarding the allegations or claims in this lawsuit will be produced.

#### **INTERROGATORY NO. 8**

Identify all elections you have voted in since January 1, 2008.

**RESPONSE:** Plaintiff objects to Interrogatory No. 9 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 9 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 9 because it seeks information about Plaintiff's voting history that is within the possession of Defendant Ardoin already through the ERIN system.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff has voted in the majority of elections since 2008, including local, state, and federal cycles, most recently in the 2023 special election for district judge.

#### **INTERROGATORY NO. 9**

Identify every organization (e.g. civic or non-profit), group, campaign (including your own

campaign for political office, if any), or political committee (including any of the Organizational Plaintiffs in this action) in which you are or were a member or in which you are or were otherwise involved since January 1, 2008 by stating the following: (a) the name of the organization; (b) the date your affiliation with the organization began and, if applicable, the date your affiliation with the organization ended; (c) any title or office you hold or have held in the organization; (d) whether you pay or paid dues, a membership fee, or any other sum of money to be a member of the organization; and (e) the amount of any form of compensation or remuneration, if any, you received from the organization.

**RESPONSE:** Plaintiff objects to Interrogatory No. 9 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 9 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 9 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 9 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: to the best of Plaintiff's recollection, Plaintiff is a member of the following organizations:

Plaintiff is a member of Together Louisiana, and has been a member since approximately the summer of 2017. Although Plaintiff donates to Together Louisiana, Plaintiff does not pay dues and works with the organization solely in a volunteer capacity. Plaintiff has not received any compensation or remuneration from the organization.

Plaintiff is a member of Together Baton Rouge, and has been a member since approximately January of 2017. Plaintiff has also served as a member of Together Baton Rouge's Executive Committee. Since 2016, Plaintiff has also served as a Delegate for Together Baton Rouge on behalf of the National Association of Social Work. While Plaintiff donates to Together Baton Rouge, Plaintiff does not pay dues and works with the organization solely in a volunteer capacity. Plaintiff has not

received any compensation or remuneration from the organization.

Plaintiff is a delegate of the National Association of Social Work since 2016. Plaintiff is a dues paying member, and pays approximately \$300 annually, which covers her dues for both the National Association of Social Work and the Local Association of Social Work. Plaintiff has not received any compensation or remuneration from the organization.

Plaintiff is a member of the Local Association of Social Work, and has been a member since approximately May of 1977. Plaintiff is a dues paying member, and pays approximately \$300 annually, which covers her dues for both the National Association of Social Work and the Local Association of Social Work. Plaintiff has not received any compensation or remuneration from the organization.

Plaintiff is a member of the Global Technology Task Force and has been a member since approximately July of 2021. Plaintiff does not pay dues to this organization, nor has she received any compensation or remuneration.

Plaintiff previously served as a precinct aide for the Alexandria Democratic Committee. Plaintiff worked for approximately one day in connection with the 2008 general presidential election. Plaintiff did not pay dues to this organization, nor has she received any compensation or remuneration.

Plaintiff previously worked on Mayor Sharon Weston Broom's 2016 Campaign. Plaintiff volunteered part time for approximately six months. Plaintiff did not pay dues to this organization, nor has she received any compensation or remuneration.

In 2019 Plaintiff volunteered for approximately two days with the gubernatorial campaign of Governor John Bel Edwards' Campaign. Plaintiff did not pay dues to this organization, nor has she received any compensation or remuneration.

#### **INTERROGATORY NO. 10**

To the extent not already identified, identify every position you currently hold or have held since

January 1, 2008 in any political party (e.g. the Republican Party, Democratic Party, etc.), including: (a) the name of the position(s) you hold or held; (b) the name(s) of the political party or parties in which you hold or held the position(s); (c) the dates you held the position(s), or if you currently hold one or more such position(s), the date you were appointed or elected to the position(s) currently held; and (d) the amount of any compensation, if any, you received from the political party.

**RESPONSE:** Plaintiff objects to Interrogatory No. 10 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 10 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 10 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 10 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff has never held a position with any political party.

#### **INTERROGATORY NO. 11**

Identify each and every public hearing regarding Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps that you attended and, for each such hearing, state or describe the following: (a) the date(s) and location(s) of the hearing(s) you attended; (b) whether you provided any testimony or comments during the hearing(s) on your own behalf or on behalf of an organization; (c) any documents you took with you to the hearing or that you received or created before or during the hearing, or that you relied upon for any testimony you provided during the hearing; and (d) if you attended any hearing with or on behalf of a group or organization, the name of that group or organization.

**RESPONSE:** Plaintiff objects to Interrogatory No. 11 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 11 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 11 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff did not attend any public hearings regarding Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps.

## **OBJECTIONS AND RESPONSES TO REQUESTS FOR PRODUCTION**

### **GENERAL OBJECTIONS**

Each of Plaintiff's responses is subject to, and incorporates, the following objections (the "General Objections"). Plaintiff specifically incorporates each of these general objections into its responses to each of Defendant's Request for Production, whether or not each such general objection is expressly referred to in Plaintiff's response to a specific Request.

1. Plaintiff objects to each Request to the extent it seeks the disclosure of information protected by the attorney-client privilege, the attorney work product doctrine, and the common interest privilege, or any information which is not otherwise subject to discovery.

2. Plaintiff objects to each Request to the extent that it is premature in that discovery is not complete.

3. Plaintiff objects to each Request to the extent it seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence.

4. Plaintiff objected to each Request that fails to describe with reasonable particularity the documents or things sought.

5. Plaintiff objects to each Request to the extent that response thereto would cause undue burden, undue expense, and/or oppression.

6. Plaintiff objects to the search terms contained in Exhibit A to the Requests as overly broad and unduly burdensome. Running electronic searches using the overly broad terms included with the Requests creates an undue burden and expense for an individual like Plaintiff that outweighs its likely benefit and is not proportional to the needs of the case. Accordingly, Plaintiff has not executed searches of her electronic computer files, email server, or phone.

7. Plaintiff objects to each Request that seeks materials obtainable from another source that is more convenient, less burdensome, or less expensive.

8. Nothing herein shall be construed as an admission with respect to the admissibility or relevance of any information, fact, or document, or the truth or accuracy of any characterization or statement of any kind contained in the Request.

9. Plaintiff reserves the right to supplement its responses to these Requests as appropriate.

## **REQUESTS FOR PRODUCTION**

### **REQUEST FOR PRODUCTION NO. 1**

All documents identified in your answers to the above Interrogatories.

**RESPONSE:** Subject to and without waiving the General Objections, Plaintiff will produce all documents responsive to this Request within Plaintiff's possession, custody or control.

### **REQUEST FOR PRODUCTION NO. 2**

All documents in your possession, custody, or control that you have received or viewed which were produced by Defendant or Legislative Intervenors, and their staff, in response to any public records request regarding the 2021/2022 legislative redistricting process or the State Legislative Maps.

**RESPONSE:** Plaintiff objects to Request for Production No. 2 because it seeks documents that are within the possession, custody, or control of the Defendant or Legislative Intervenors.

Subject to the foregoing specific objection and the General Objections, Plaintiff has not made any public records requests to Defendant or Legislative Intervenors, or their staff regarding the 2021/2022 legislative redistricting process or the State Legislative Maps and as such does not have any documents responsive to this request.

### **REQUEST FOR PRODUCTION NO. 3**

Any alternative maps to the State Legislative Maps or illustrative maps, including in draft or incomplete form, created, received, or maintained by you related to Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps, and all documents and ESI relating to or otherwise



supporting the creation of the alternative or illustrative maps, including but not limited to, documents describing the criteria and formulas used to create the maps.

**RESPONSE:** Plaintiff objects to this Request to the extent that it seeks information protected by the attorney-client privilege or the attorney work product doctrine. Subject to and without waiving these objections and the General Objections, Plaintiff states that Plaintiff did not draft, create, receive, or maintain any alternative or illustrative maps other than the maps contained in the Expert Report of Bill Cooper, which has already been provided to Defendants along with all of the other non-privileged and non-attorney work product information requested hereto related to those maps.

#### **REQUEST FOR PRODUCTION 4**

Any non-privileged communications or documents created, received, or maintained by you that you contend support or otherwise relate to the allegations or claims in the Complaints (as amended) you filed in the lawsuit in which you are a plaintiff, including, but not limited to, any and all estimates, reports, studies, analyses, calendars, notes, text messages, journals, diaries or other writings, videotapes, recordings or other electronically stored media.

**RESPONSE:** Plaintiff objects to the Request to the extent that it is premature in that discovery is not complete. Subject to and without waiving this Objection and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

#### **REQUEST FOR PRODUCTION NO. 5**

Any non-privileged communications or documents created, received, or maintained by you that relate to Louisiana's state legislative maps or legislative districting since January 1, 2020, including, but not limited to, any and all estimates, reports, studies, analyses, notes, text messages, journals, diaries or other writings, videotapes, recordings or other electronically stored media.

**RESPONSE:** Plaintiff objects to this Request to the extent that it seeks documents protected by the attorney-client privilege or the attorney work product doctrine. Plaintiff objects to this Request to the

extent that it is overly broad, burdensome and seeks information that is not relevant to any party's claims or defenses. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents within Plaintiff's possession, custody or control that Plaintiff is aware of related to the Louisiana's State House or State Senate district lines or the 2021/2022 legislative redistricting process.

**REQUEST FOR PRODUCTION NO. 6**

Copies of any letters, contracts, or other documents that explain who is responsible for the payment of legal fees and costs in this litigation or contracts, letters, or other documents that state whether you are responsible or not responsible for these fees and costs.

**RESPONSE:** Plaintiff objects to this Request as it seeks documents protected by the attorney-client privilege or the attorney work product doctrine.

**REQUEST FOR PRODUCTION NO. 7**

All communications and documents, including any emails, text messages, letters or other correspondence that you have given or sent to, received from, exchanged or discussed with any person whom you may call as a witness at trial in this lawsuit.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 8**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any conversation or communication you had with any third party about any of the allegations

or claims made in your Complaint (as amended) including, but not limited to, emails, notes, text messages, or recordings of any such conversations or communications.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

#### **REQUEST FOR PRODUCTION NO. 9**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any conversation or communication you had with any member of your organization about any of the allegations or claims made in your Complaints (as amended) including, but not limited to, press releases, statements, submissions to the media, emails, notes, text messages, or recordings of any such conversations or communications.

**RESPONSE:** This Request does not apply to Individual Plaintiffs, who are not organizations and have no members.

#### **REQUEST FOR PRODUCTION NO. 8a<sup>1</sup>**

Copies of all Social Posts by you that relate to or reflect any of the allegations or claims you have made in this lawsuit, or related to Defendant or Intervenor Defendants since January 1, 2020.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this

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<sup>1</sup> Defendant Ardoin's First Set Request for Production of Documents to Individual Plaintiffs have repeat the Nos 8 and 9 for two of the Requests. We have labeled the second set at 8a and 9a to avoid confusion.

Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 9a**

All reports, correspondence, written opinions, or other documents reflecting either the substance of the opinions of each expert you identified in your answers to the preceding Interrogatories or any facts relied upon by any such expert in forming his or her opinion, and the most current resume or *curriculum vitae* of each such expert.

**RESPONSE:** All initial Expert Reports and related materials have previously been produced to Defendants. Additionally, Plaintiff reserves the right to supplement those reports and response to this Request consistent with the Scheduling Order in this case governing expert disclosures.

**REQUEST FOR PRODUCTION NO. 10**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any alleged "injury" you claim to have suffered as a result of Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps, including but not limited to, financial records, communications, emails, notes, text messages, or recordings.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is vague and ambiguous. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 11**

Copies of any source code, software, or electronic programs/applications used by any of your experts in connection with this litigation. To the extent such items were not developed by your expert but are commercially available for purchase, please identify the code, software, programs, or applications.

**RESPONSE:** All initial Expert Reports and related materials have previously been produced to Defendants. Additionally, Plaintiff reserves the right to supplement those reports and response to this Request consistent with the Scheduling Order in this case governing expert disclosures.

**REQUEST FOR PRODUCTION NO. 12**

All documents and communications discussing, related to, referring to, or concerning Louisiana's State House or State Senate district lines, the 2021/2022 legislative redistricting process, or administration of the 2023 election.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving the General Objections, Plaintiff will produce any documents within Plaintiff's possession, custody or control that Plaintiff is aware of related to the Louisiana's State House or State Senate district lines or the 2021/2022 legislative redistricting process.

**REQUEST FOR PRODUCTION NO. 13**

All documents, items, objects, materials, charts, graphs, displays, and exhibits that Individual Plaintiffs' expect to, intend to, or may use or offer as exhibits or as evidence at any hearing or trial of this matter.

**RESPONSE:** Plaintiff objects to the Request to the extent that it is premature in that discovery is not complete, and Plaintiff may rely upon demonstrative exhibits and materials at the time of trial. Subject to and without waiving this Objection and the General Objections, Plaintiff will produce documents responsive to this Request within Plaintiff's possession, custody or control.

DATED: July 3, 2023

Respectfully submitted,

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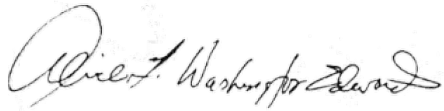
\*\*Pro Hac Vice Motion Forthcoming

**VERIFICATION OF ALICE WASHINGTON-EDWARDS**

I hereby state that the Individual Plaintiff Dr. Alice Washington-Edwards' Responses to Defendant Ardoin's First Set of Interrogatories and First Set of Requests for Production of Documents of the Individual Plaintiffs, served July 3, 2023, are true to the best of my knowledge and belief.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 30, 2023

A handwritten signature in cursive script, appearing to read "Alice Washington-Edwards", written in black ink.

---

Alice Washington-Edwards

**CERTIFICATE OF SERVICE**

I certify that on July 3, 2023, this document was served via electronic mail on all counsel of record.

/s/ Sarah Brannon



IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF LOUISIANA

DR. DOROTHY NAIRNE, JARRETT  
LOFTON, REV. CLEE EARNEST LOWE,  
DR. ALICE WASHINGTON, STEVEN  
HARRIS, ALEXIS CALHOUN, BLACK  
VOTERS MATTER CAPACITY BUILDING  
INSTITUTE, and THE LOUISIANA STATE  
CONFERENCE OF THE NAACP,  
*Plaintiffs,*

v.

R. KYLE ARDOIN, in his official capacity  
as Secretary of State of Louisiana,  
*Defendant.*

Civil Action No. 3:22-cv-00178-SDD-SDJ

Chief Judge Shelly D. Dick

Magistrate Judge Scott D. Johnson

**INDIVIDUAL PLAINTIFF CLEE LOWE’S RESPONSES TO DEFENDANT  
ARDOIN’S FIRST SET OF INTERROGATORIES AND FIRST SET OF  
REQUESTS FOR PRODUCTION OF DOCUMENTS TO THE INDIVIDUAL  
PLAINTIFFS**

Pursuant to Rules 26, 33, and 34 of the Federal Rules of Civil Procedure and Local Civil Rules 26, 33, and 34, Plaintiff Clee Lowe makes the following objections and responses to the First Set of Interrogatories and First Set of Requests for Production received from Defendant Secretary of State.

**OBJECTIONS AND RESPONSES TO INTERROGATORIES**

**GENERAL OBJECTIONS**

Each of Plaintiff’s responses is subject to, and incorporates, the following objections (the “General Objections”). Plaintiff specifically incorporates each of these general objections into its responses to each of Defendant’s interrogatories, whether or not each such general objection is expressly referred to in Plaintiff’s response to a specific interrogatory.

1. Plaintiff objects to each of the Interrogatories to the extent it seeks the disclosure of information protected by the attorney-client privilege, the attorney work product doctrine and the common interest privilege, or any information which is not otherwise subject to discovery.

2. Plaintiff objects to each of the Interrogatories to the extent that it is premature in that discovery is not complete.

3. Plaintiff objects to each of the Interrogatories to the extent it seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence.

4. Plaintiff objects to each of the Interrogatories to the extent that responding thereto would cause undue burden, undue expense and/or oppression.

5. Plaintiff makes these responses subject to and without waiving Plaintiff's right to introduce, use, or refer to information which Plaintiff presently has in her possession, custody, or control, but which Plaintiff has not yet had sufficient time to analyze and evaluate to determine its responsiveness to these Interrogatories, and without waiving Plaintiff's right to amend and/or supplement her responses in the event that any information previously available to Plaintiff is unintentionally omitted from her responses.

6. Nothing herein shall be construed as an admission with respect to the admissibility or relevance of any information, fact, or document, or the truth or accuracy of any characterization or statement of any kind contained in the Interrogatories.

### **INTERROGATORIES**

#### **INTERROGATORY NO. 1**

For each of the individual plaintiffs, please state or identify:

(a) Your full name, your date of birth, and each address where you resided since you registered to vote in Louisiana;

- (b) The date you became registered to vote in Louisiana;
- (c) The district number of each State House and State Senate district in which you have resided since you registered to vote in Louisiana and the length of time in which you resided in each district;
- (d) The precinct number of each precinct in which you have resided since you registered to vote in Louisiana and the length of time in which you resided in each precinct;
- (e) If you have resided in Louisiana for less than 10 years, please state (i) each address where you resided since 2008, (ii) the number of each state legislative district in which you resided since 2008; and (iii) whether you voted for a candidate running for a state legislative position in each year that such an election was held since 2008.

**RESPONSE:** Plaintiff objects to Interrogatory No. 1 because it is overly broad and unduly burdensome and because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 1 to the extent that it seeks information about Plaintiff's voting history that is within the possession of Defendant Ardoin already through the ERIN system.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows:

- a) Plaintiff's full name is Clee Earnest Lowe. Plaintiff was born in [REDACTED]. Since registering to vote in Louisiana, Plaintiff has resided at [REDACTED].
- b) To the best of Plaintiff's recollection, Plaintiff registered to vote in July of 2007.
- c) To the best of Plaintiff's recollection, Plaintiff has resided in State House District 66 and State Senate District 16 since 2007.
- d) To the best of Plaintiff's recollection, Plaintiff has resided in ward/precinct 01/103B since 2007 for 15 years.
- e) To the best of Plaintiff's recollection, Plaintiff has resided in Louisiana for over 10 years.

**INTERROGATORY NO. 2**

As to each Louisiana State House and State Senate district at issue in your Amended Complaint, state the following, identifying to which district(s) the response relates:

(a) All facts and documents of which you are aware that support your claims in the Complaint or on which you intend to rely to show that a particular district violates Section 2 of the Voting Rights Act or is otherwise an impermissible racial gerrymander. This includes not only identifying the particular portion of any expert report that relates to the particular district challenged, but also any anecdotal, testimonial, statistical, or non- statistical proofs not included in the reports;

(b) Identify all persons with knowledge, including but not limited to, witnesses you intend to call as to each particular district to establish the facts listed under subpart (a). As to those you intend to call as witnesses, provide a detailed summary of the substance and scope of their anticipated testimony, indicate to which district their anticipated testimony will relate, and identify and produce the documents they will refer to or use in their testimony; and

**RESPONSE:** Plaintiff objects to this Interrogatory to the extent that it is premature given that discovery is not yet complete. Plaintiffs reserve the right to supplement this Response.

Subject to and without waiving this objection and the General Objections, Plaintiff responds as follows:

a) At least three additional districts providing an opportunity for Black voters to elect their candidates of choice could be created in the Senate redistricting plan. Illustrative maps proffered by Plaintiff's expert witness Bill Cooper show that additional districts could be created in areas of the following districts created by S.B.1: 2, 5, 7, 8, 10, 14, 15, 17, 19, 31, 36, 38 and 39. Areas within and around these Senate districts contain sufficiently large and geographically compact Black Voting Age Populations such that it would be possible to create additional electoral opportunities for Black voters in

districts that adhere to traditional redistricting principles if these districts were redrawn. Redrawing these districts may or may not also require reconfiguration of one or more surrounding districts. Further, at least six additional districts providing an opportunity for Black voters to elect their candidates of choice could be created in the House redistricting plan. The illustrative map proffered by Plaintiff's expert witness Bill Cooper show that additional districts could be created in areas of following districts in H.B 14: 1, 2, 4, 5, 7, 13, 22, 25, 29, 34, 35, 37, 58, 59, 60, 61, 62, 63, 65, 66, 68, 69, 70, 81, 88, and 101. Areas within and around these House districts contain sufficiently large and geographically compact Black Voting Age Populations such that it would be possible to create additional electoral opportunities for Black voters in districts that adhere to traditional redistricting principles if these districts were redrawn. Redrawing these districts may or may not also require reconfiguration of one or more surrounding districts. The Expert Reports of Bill Cooper and Dr. Craig Colten contain the specific facts concerning the size and compactness of the Black population in these districts.

In addition, voting in and around these districts is racially polarized, which leads to the usual defeat of candidates preferred by a significant and cohesive bloc of Black voters by white voters voting as a bloc for other candidates in districts that are not majority Black. The Expert Report of Dr. Lisa Handley contains the specific facts concerning racially polarized voting that support Plaintiff's claims in this case.

Furthermore, the persistent effects of discrimination across multiple metrics (economic, health, employment, living, environmental conditions) have produced severe socioeconomic disparities that hinder the ability of Black Louisianans to participate in the political process. Each of these disparities are indicative of a failure on the part of elected officials to address the needs of Black Louisianans. Black candidates in Louisiana are underrepresented in office and rarely win elections outside of majority-minority districts and Louisiana's political campaigns have been persistently marked by overt and implicit racial appeals. The Expert Reports of Dr. R. Blakeslee Gilpin and Dr. Traci Burch contain the specific

facts demonstrating ongoing and historical voting-related discrimination that support Plaintiff's claim that in the totality of the circumstances, Black voters in Louisiana have less opportunity than other voters to participate in the political process and elect their candidates of choice to the Louisiana House of Representatives and Louisiana Senate.

**INTERROGATORY NO. 3**

State whether you have drawn or created any alternative maps to the State Legislative Maps or any illustrative maps, including but not limited to, in draft or incomplete form. If you have drawn or created such maps, identify each individual involved in the development of each map you created, the software used to draw or create each map, describe the criteria and formula you or your organization used to draw or create each map, and for each criteria explain why it was selected and how it was weighted.

**RESPONSE:** Subject to and without waiving the foregoing general objections, Plaintiff has not created any alternative maps but intends to rely upon illustrative and/or remedial maps created by expert witness retained by Plaintiff to testify in this case. The information regarding the creation of those maps sought by Interrogatory No. 3 is contained in expert reports that have been or will be produced by Plaintiff's expert witnesses.

**INTERROGATORY NO. 4**

Describe your responsibility, if any, for the payment of any attorney's fees or costs incurred by your counsel or any attorney's fees or costs that might be awarded against you by the court in this lawsuit. If you are not responsible for such fees or costs, identify the persons or persons who are responsible for these fees and costs by stating the name and address for any such person or persons.

**RESPONSE:** Plaintiff objects to Interrogatory No. 4 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 4 because it seeks information that is not relevant to any

party's claims or defenses. Plaintiff further objects to Interrogatory No. 4 on the ground that it seeks information protected by Plaintiff's and Plaintiff's attorneys' First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: Plaintiff's attorneys in this case are representing Plaintiff on a pro bono basis and have agreed to advance all costs of the litigation. Plaintiff therefore has no responsibility for the payment of attorney's fees or costs. With the potential exception of Defendant's responsibility for fees and costs under fee-shifting statutes if Plaintiffs are successful, there is no other person other than Plaintiff's counsel who is responsible for attorney's fees and costs in this litigation.

#### **INTERROGATORY NO. 5**

Explain in detail how you came to be a plaintiff in this lawsuit. Include in your answer whether you were asked to be a plaintiff by another person or persons, the identity of any such person or persons, the organization or employer with which that person was employed or affiliated, the date of any such conversations, and the substance of any such conversations.

**RESPONSE:** Plaintiff objects to Interrogatory No. 5 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 5 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 5 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

#### **INTERROGATORY NO. 6**

Other than this case, list any legal proceedings, involving constitutional challenges against government entities, where you have been a party or a witness since January 1, 2010. In doing so, please

provide the caption of the case and file number, the court or administrative agency in which any case identified above was filed, a short explanation of the substance of the case, the nature of your involvement (i.e., party or witness), and current status of the proceedings.

**RESPONSE:** Plaintiff objects to Interrogatory No. 6 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 6 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: *Louisiana State Conference of the NAACP v. Ardoin*, No C-716837 (19<sup>th</sup> Judicial District), Malapportionment challenges to Louisiana Congressional Districts (Proceedings Concluded).

#### **INTERROGATORY NO. 7**

Identify each person or group, other than any attorney retained to represent you in this action, with whom you have communicated with or obtained any oral or written statement from regarding the allegations or claims made in this lawsuit.

For each communication you identify, state the date, time, place, and method of each communication, the substance of the communication, and identify any documents that you provided to or exchanged with each such person or group regarding the allegations or claims made in this lawsuit.

**RESPONSE:** Plaintiff objects to Interrogatory No. 7 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 7 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 7 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: All documents within Plaintiff's possession, custody or control reflecting non-privileged written



communications Plaintiff has made or received regarding the allegations or claims in this lawsuit will be produced.

**INTERROGATORY NO. 8**

Identify all elections you have voted in since January 1, 2008.

**RESPONSE:** Plaintiff objects to Interrogatory No. 9 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 9 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 9 because it seeks information about Plaintiff's voting history that is within the possession of Defendant Ardoyn already through the ERIN system.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff has voted in the majority of elections since 2008, including local, state, and federal cycles, most recently in the 2023 special election for district judge.

**INTERROGATORY NO. 9**

Identify every organization (e.g. civic or non-profit), group, campaign (including your own campaign for political office, if any), or political committee (including any of the Organizational Plaintiffs in this action) in which you are or were a member or in which you are or were otherwise involved since January 1, 2008 by stating the following: (a) the name of the organization; (b) the date your affiliation with the organization began and, if applicable, the date your affiliation with the organization ended; (c) any title or office you hold or have held in the organization; (d) whether you pay or paid dues, a membership fee, or any other sum of money to be a member of the organization; and (e) the amount of any form of compensation or remuneration, if any, you received from the organization.

**RESPONSE:** Plaintiff objects to Interrogatory No. 9 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 9 because it is vague and ambiguous. Plaintiff further objects

to Interrogatory No. 9 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 9 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: to the best of Plaintiff's recollection, Plaintiff is a member of the following organizations:

Plaintiff is a member of Together Louisiana, and has been a member since approximately 2010. Plaintiff does not pay dues and works with them solely in a volunteer capacity. Plaintiff has not received any compensation or remuneration from the organization.

Plaintiff is a member of Together Baton Rouge, and has been a member since approximately 2007. Plaintiff serves on the Executive Committee of Baton Rouge and as an Institutional Leader. Plaintiff does not pay dues and works with them solely in a volunteer capacity. Plaintiff has not received any compensation or remuneration from the organization.

#### **INTERROGATORY NO. 10**

To the extent not already identified, identify every position you currently hold or have held since January 1, 2008 in any political party (e.g. the Republican Party, Democratic Party, etc.), including: (a) the name of the position(s) you hold or held; (b) the name(s) of the political party or parties in which you hold or held the position(s); (c) the dates you held the position(s), or if you currently hold one or more such position(s), the date you were appointed or elected to the position(s) currently held; and (d) the amount of any compensation, if any, you received from the political party.

**RESPONSE:** Plaintiff objects to Interrogatory No. 10 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 10 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 10 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 10 on the ground that it seeks information protected by

Plaintiff's First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff has never held a position with any political party.

**INTERROGATORY NO. 11**

Identify each and every public hearing regarding Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps that you attended and, for each such hearing, state or describe the following: (a) the date(s) and location(s) of the hearing(s) you attended; (b) whether you provided any testimony or comments during the hearing(s) on your own behalf or on behalf of an organization; (c) any documents you took with you to the hearing or that you received or created before or during the hearing, or that you relied upon for any testimony you provided during the hearing; and (d) if you attended any hearing with or on behalf of a group or organization, the name of that group or organization.

**RESPONSE:** Plaintiff objects to Interrogatory No. 11 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 11 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 11 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff attended a public hearing in Baton Rouge on November 16, 2021. Plaintiff attended in their personal capacity and did not provide testimony.

## **OBJECTIONS AND RESPONSES TO REQUESTS FOR PRODUCTION**

### **GENERAL OBJECTIONS**

Each of Plaintiff's responses is subject to, and incorporates, the following objections (the "General Objections"). Plaintiff specifically incorporates each of these general objections into its responses to each of Defendant's Request for Production, whether or not each such general objection is expressly referred to in Plaintiff's response to a specific Request.

1. Plaintiff objects to each Request to the extent it seeks the disclosure of information protected by the attorney-client privilege, the attorney work product doctrine, and the common interest privilege, or any information which is not otherwise subject to discovery.

2. Plaintiff objects to each Request to the extent that it is premature in that discovery is not complete.

3. Plaintiff objects to each Request to the extent it seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence.

4. Plaintiff objected to each Request that fails to describe with reasonable particularity the documents or things sought.

5. Plaintiff objects to each Request to the extent that response thereto would cause undue burden, undue expense, and/or oppression.

6. Plaintiff objects to the search terms contained in Exhibit A to the Requests as overly broad and unduly burdensome. Running electronic searches using the overly broad terms included with the Requests creates an undue burden and expense for an individual like Plaintiff that outweighs its likely benefit and is not proportional to the needs of the case. Accordingly, Plaintiff has not executed searches of her electronic computer files, email server, or phone.

7. Plaintiff objects to each Request that seeks materials obtainable from another source that is more convenient, less burdensome, or less expensive.

8. Nothing herein shall be construed as an admission with respect to the admissibility or relevance of any information, fact, or document, or the truth or accuracy of any characterization or statement of any kind contained in the Request.

9. Plaintiff reserves the right to supplement its responses to these Requests as appropriate.

## **REQUESTS FOR PRODUCTION**

### **REQUEST FOR PRODUCTION NO. 1**

All documents identified in your answers to the above Interrogatories.

**RESPONSE:** Subject to and without waiving the General Objections, Plaintiff will produce all documents responsive to this Request within Plaintiff's possession, custody or control.

### **REQUEST FOR PRODUCTION NO. 2**

All documents in your possession, custody, or control that you have received or viewed which were produced by Defendant or Legislative Intervenors, and their staff, in response to any public records request regarding the 2021/2022 legislative redistricting process or the State Legislative Maps.

**RESPONSE:** Plaintiff objects to Request for Production No. 2 because it seeks documents that are within the possession, custody, or control of the Defendant or Legislative Intervenors.

Subject to the foregoing specific objection and the General Objections, Plaintiff has not made any public records requests to Defendant or Legislative Intervenors, or their staff regarding the 2021/2022 legislative redistricting process or the State Legislative Maps and as such does not have any documents responsive to this request.

### **REQUEST FOR PRODUCTION NO. 3**

Any alternative maps to the State Legislative Maps or illustrative maps, including in draft or incomplete form, created, received, or maintained by you related to Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps, and all documents and ESI relating to or otherwise

supporting the creation of the alternative or illustrative maps, including but not limited to, documents describing the criteria and formulas used to create the maps.

**RESPONSE:** Plaintiff objects to this Request to the extent that it seeks information protected by the attorney-client privilege or the attorney work product doctrine. Subject to and without waiving these objections and the General Objections, Plaintiff states that Plaintiff did not draft, create, receive, or maintain any alternative or illustrative maps other than the maps contained in the Expert Report of Bill Cooper, which has already been provided to Defendants along with all of the other non-privileged and non-attorney work product information requested hereto related to those maps.

#### **REQUEST FOR PRODUCTION 4**

Any non-privileged communications or documents created, received, or maintained by you that you contend support or otherwise relate to the allegations or claims in the Complaints (as amended) you filed in the lawsuit in which you are a plaintiff, including, but not limited to, any and all estimates, reports, studies, analyses, calendars, notes, text messages, journals, diaries or other writings, videotapes, recordings or other electronically stored media.

**RESPONSE:** Plaintiff objects to the Request to the extent that it is premature in that discovery is not complete. Subject to and without waiving this Objection and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

#### **REQUEST FOR PRODUCTION NO. 5**

Any non-privileged communications or documents created, received, or maintained by you that relate to Louisiana's state legislative maps or legislative districting since January 1, 2020, including, but not limited to, any and all estimates, reports, studies, analyses, notes, text messages, journals, diaries or other writings, videotapes, recordings or other electronically stored media.

**RESPONSE:** Plaintiff objects to this Request to the extent that it seeks documents protected by the attorney-client privilege or the attorney work product doctrine. Plaintiff objects to this Request to the

extent that it is overly broad, burdensome and seeks information that is not relevant to any party's claims or defenses. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents within Plaintiff's possession, custody or control that Plaintiff is aware of related to the Louisiana's State House or State Senate district lines or the 2021/2022 legislative redistricting process.

**REQUEST FOR PRODUCTION NO. 6**

Copies of any letters, contracts, or other documents that explain who is responsible for the payment of legal fees and costs in this litigation or contracts, letters, or other documents that state whether you are responsible or not responsible for these fees and costs.

**RESPONSE:** Plaintiff objects to this Request as it seeks documents protected by the attorney-client privilege or the attorney work product doctrine.

**REQUEST FOR PRODUCTION NO. 7**

All communications and documents, including any emails, text messages, letters or other correspondence that you have given or sent to, received from, exchanged or discussed with any person whom you may call as a witness at trial in this lawsuit.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 8**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any conversation or communication you had with any third party about any of the allegations

or claims made in your Complaint (as amended) including, but not limited to, emails, notes, text messages, or recordings of any such conversations or communications.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

#### **REQUEST FOR PRODUCTION NO. 9**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any conversation or communication you had with any member of your organization about any of the allegations or claims made in your Complaints (as amended) including, but not limited to, press releases, statements, submissions to the media, emails, notes, text messages, or recordings of any such conversations or communications.

**RESPONSE:** This Request does not apply to Individual Plaintiffs, who are not organizations and have no members.

#### **REQUEST FOR PRODUCTION NO. 8a<sup>1</sup>**

Copies of all Social Posts by you that relate to or reflect any of the allegations or claims you have made in this lawsuit, or related to Defendant or Intervenor Defendants since January 1, 2020.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this

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<sup>1</sup> Defendant Ardoine's First Set Request for Production of Documents to Individual Plaintiffs have repeat the Nos 8 and 9 for two of the Requests. We have labeled the second set at 8a and 9a to avoid confusion.



Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 9a**

All reports, correspondence, written opinions, or other documents reflecting either the substance of the opinions of each expert you identified in your answers to the preceding Interrogatories or any facts relied upon by any such expert in forming his or her opinion, and the most current resume or *curriculum vitae* of each such expert.

**RESPONSE:** All initial Expert Reports and related materials have previously been produced to Defendants. Additionally, Plaintiff reserves the right to supplement those reports and response to this Request consistent with the Scheduling Order in this case governing expert disclosures.

**REQUEST FOR PRODUCTION NO. 10**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any alleged "injury" you claim to have suffered as a result of Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps, including but not limited to, financial records, communications, emails, notes, text messages, or recordings.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is vague and ambiguous. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 11**

Copies of any source code, software, or electronic programs/applications used by any of your experts in connection with this litigation. To the extent such items were not developed by your expert but are commercially available for purchase, please identify the code, software, programs, or applications.

**RESPONSE:** All initial Expert Reports and related materials have previously been produced to Defendants. Additionally, Plaintiff reserves the right to supplement those reports and response to this Request consistent with the Scheduling Order in this case governing expert disclosures.

**REQUEST FOR PRODUCTION NO. 12**

All documents and communications discussing, related to, referring to, or concerning Louisiana's State House or State Senate district lines, the 2021/2022 legislative redistricting process, or administration of the 2023 election.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving the General Objections, Plaintiff will produce any documents within Plaintiff's possession, custody or control that Plaintiff is aware of related to the Louisiana's State House or State Senate district lines or the 2021/2022 legislative redistricting process.

**REQUEST FOR PRODUCTION NO. 13**

All documents, items, objects, materials, charts, graphs, displays, and exhibits that Individual Plaintiffs' expect to, intend to, or may use or offer as exhibits or as evidence at any hearing or trial of this matter.

**RESPONSE:** Plaintiff objects to the Request to the extent that it is premature in that discovery is not complete, and Plaintiff may rely upon demonstrative exhibits and materials at the time of trial. Subject to and without waiving this Objection and the General Objections, Plaintiff will produce documents responsive to this Request within Plaintiff's possession, custody or control.

DATED: July 3, 2023

Respectfully submitted,

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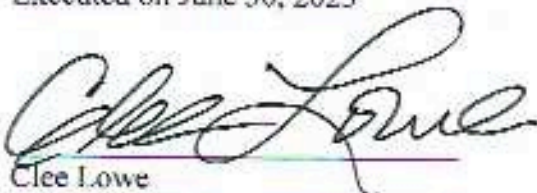
\*\*Pro Hac Vice Motion Forthcoming

### VERIFICATION OF CLEE LOWE

I hereby state that the Individual Plaintiff Clee Lowe's Responses to Defendant Ardoin's First Set of Interrogatories and First Set of Requests for Production of Documents of the Individual Plaintiffs, served July 3, 2023, are true to the best of my knowledge and belief.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 30, 2023

  
Clee Lowe

**CERTIFICATE OF SERVICE**

I certify that on July 3, 2023, this document was served via electronic mail on all counsel of record.

/s/ Sarah Brannon

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF LOUISIANA

DR. DOROTHY NAIRNE, JARRETT  
LOFTON, REV. CLEE EARNEST LOWE,  
DR. ALICE WASHINGTON, STEVEN  
HARRIS, ALEXIS CALHOUN, BLACK  
VOTERS MATTER CAPACITY BUILDING  
INSTITUTE, and THE LOUISIANA STATE  
CONFERENCE OF THE NAACP,

*Plaintiffs,*

v.

R. KYLE ARDOIN, in his official capacity  
as Secretary of State of Louisiana,

*Defendant.*

Civil Action No. 3:22-cv-00178-SDD-SDJ

Chief Judge Shelly D. Dick

Magistrate Judge Scott D. Johnson

**INDIVIDUAL PLAINTIFF STEVEN HARRIS' RESPONSES TO  
DEFENDANT ARDOIN'S FIRST SET OF INTERROGATORIES AND  
FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS TO  
THE INDIVIDUAL PLAINTIFFS**

Pursuant to Rules 26, 33, and 34 of the Federal Rules of Civil Procedure and Local Civil Rules 26, 33, and 34, Plaintiff Steven Harris makes the following objections and responses to the First Set of Interrogatories and First Set of Requests for Production received from Defendant Secretary of State.

**OBJECTIONS AND RESPONSES TO INTERROGATORIES**

**GENERAL OBJECTIONS**

Each of Plaintiff's responses is subject to, and incorporates, the following objections (the "General Objections"). Plaintiff specifically incorporates each of these general objections into its responses to each of Defendant's interrogatories, whether or not each such general objection is expressly referred to in Plaintiff's response to a specific interrogatory.

1. Plaintiff objects to each of the Interrogatories to the extent it seeks the disclosure of information protected by the attorney-client privilege, the attorney work product doctrine and the common interest privilege, or any information which is not otherwise subject to discovery.

2. Plaintiff objects to each of the Interrogatories to the extent that it is premature in that discovery is not complete.

3. Plaintiff objects to each of the Interrogatories to the extent it seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence.

4. Plaintiff objects to each of the Interrogatories to the extent that responding thereto would cause undue burden, undue expense and/or oppression.

5. Plaintiff makes these responses subject to and without waiving Plaintiff's right to introduce, use, or refer to information which Plaintiff presently has in his possession, custody, or control, but which Plaintiff has not yet had sufficient time to analyze and evaluate to determine its responsiveness to these Interrogatories, and without waiving Plaintiff's right to amend and/or supplement his responses in the event that any information previously available to Plaintiff is unintentionally omitted from his responses.

6. Nothing herein shall be construed as an admission with respect to the admissibility or relevance of any information, fact, or document, or the truth or accuracy of any characterization or statement of any kind contained in the Interrogatories.

### **INTERROGATORIES**

#### **INTERROGATORY NO. 1**

For each of the individual plaintiffs, please state or identify:

(a) Your full name, your date of birth, and each address where you resided since you registered to vote in Louisiana;

(b) The date you became registered to vote in Louisiana;

(c) The district number of each State House and State Senate district in which you have resided since you registered to vote in Louisiana and the length of time in which you resided in each district;

(d) The precinct number of each precinct in which you have resided since you registered to vote in Louisiana and the length of time in which you resided in each precinct;

(e) If you have resided in Louisiana for less than 10 years, please state (i) each address where you resided since 2008, (ii) the number of each state legislative district in which you resided since 2008; and (iii) whether you voted for a candidate running for a state legislative position in each year that such an election was held since 2008.

**RESPONSE:** Plaintiff objects to Interrogatory No. 1 because it is overly broad and unduly burdensome and because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 1 to the extent that it seeks information about Plaintiff's voting history that is within the possession of Defendant Ardoin already through the ERIN system.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows:

a) Plaintiff's full name is Steven R. Harris. Plaintiff was born in [REDACTED]. Since registering to vote in Louisiana, Plaintiff has lived at two addresses: (1) [REDACTED]; and (2) [REDACTED].

b) To the best of Plaintiff's recollection, Plaintiff registered to vote on October 24, 1995.

c) To the best of Plaintiff's knowledge and recollection, Plaintiff has resided in two House and three Senate districts since registered to vote in Louisiana: (1) House District 25 and Senate District 29 and; (2) House District 23 and Senate District 31 from approximately 2018 to June 2022.

d) To the best of Plaintiff's knowledge and recollection, Plaintiff has resided in two precincts since registering to vote in Louisiana: (1) Precinct 014; and (2) Precinct 01.



e) To the best of Plaintiff's recollection, Plaintiff is a lifetime resident of Louisiana.

**INTERROGATORY NO. 2**

As to each Louisiana State House and State Senate district at issue in your Amended Complaint, state the following, identifying to which district(s) the response relates:

(a) All facts and documents of which you are aware that support your claims in the Complaint or on which you intend to rely to show that a particular district violates Section 2 of the Voting Rights Act or is otherwise an impermissible racial gerrymander. This includes not only identifying the particular portion of any expert report that relates to the particular district challenged, but also any anecdotal, testimonial, statistical, or non- statistical proofs not included in the reports;

(b) Identify all persons with knowledge, including but not limited to, witnesses you intend to call as to each particular district to establish the facts listed under subpart (a). As to those you intend to call as witnesses, provide a detailed summary of the substance and scope of their anticipated testimony, indicate to which district their anticipated testimony will relate, and identify and produce the documents they will refer to or use in their testimony; and

**RESPONSE:** Plaintiff objects to this Interrogatory to the extent that it is premature given that discovery is not yet complete. Plaintiff reserves the right to supplement this Response.

Subject to and without waiving this objection and the General Objections, Plaintiff respond as follows:

a) At least three additional districts providing an opportunity for Black voters to elect their candidates of choice could be created in the Senate redistricting plan. Illustrative maps proffered by Plaintiff's expert witness Bill Cooper show that additional districts could be created in areas of the following districts created by S.B.1: 2, 5, 7, 8, 10, 14, 15, 17, 19, 31, 36, 38 and 39. Areas within and around these Senate districts contain sufficiently large and geographically compact Black Voting Age

Populations such that it would be possible to create additional electoral opportunities for Black voters in districts that adhere to traditional redistricting principles if these districts were redrawn. Redrawing these districts may or may not also require reconfiguration of one or more surrounding districts. Further, at least six additional districts providing an opportunity for Black voters to elect their candidates of choice could be created in the House redistricting plan. The illustrative map proffered by Plaintiff's expert witness Bill Cooper show that additional districts could be created in areas of following districts in H.B 14: 1, 2, 4, 5, 7, 13, 22, 25, 29, 34, 35, 37, 58, 59, 60, 61, 62, 63, 65, 66, 68, 69, 70, 81, 88, and 101. Areas within and around these House districts contain sufficiently large and geographically compact Black Voting Age Populations such that it would be possible to create additional electoral opportunities for Black voters in districts that adhere to traditional redistricting principles if these districts were redrawn. Redrawing these districts may or may not also require reconfiguration of one or more surrounding districts. The Expert Reports of Bill Cooper and Dr. Craig Colten contain the specific facts concerning the size and compactness of the Black population in these districts.

In addition, voting in and around these districts is racially polarized, which leads to the usual defeat of candidates preferred by a significant and cohesive bloc of Black voters by white voters voting as a bloc for other candidates in districts that are not majority Black. The Expert Report of Dr. Lisa Handley contains the specific facts concerning racially polarized voting that support Plaintiff's claims in this case.

Furthermore, the persistent effects of discrimination across multiple metrics (economic, health, employment, living, environmental conditions) have produced severe socioeconomic disparities that hinder the ability of Black Louisianans to participate in the political process. Each of these disparities are indicative of a failure on the part of elected officials to address the needs of Black Louisianans. Black candidates in Louisiana are underrepresented in office and rarely win elections outside of majority-minority districts and Louisiana's political campaigns have been persistently marked by overt and implicit

racial appeals. The Expert Reports of Dr. R. Blakeslee Gilpin and Dr. Traci Burch contain the specific facts demonstrating ongoing and historical voting-related discrimination that support Plaintiff's claim that in the totality of the circumstances, Black voters in Louisiana have less opportunity than other voters to participate in the political process and elect their candidates of choice to the Louisiana House of Representatives and Louisiana Senate.

### **INTERROGATORY NO. 3**

State whether you have drawn or created any alternative maps to the State Legislative Maps or any illustrative maps, including but not limited to, in draft or incomplete form. If you have drawn or created such maps, identify each individual involved in the development of each map you created, the software used to draw or create each map, describe the criteria and formula you or your organization used to draw or create each map, and for each criteria explain why it was selected and how it was weighted.

**RESPONSE:** Subject to and without waiving the foregoing general objections, Plaintiff has not created any alternative maps but intends to rely upon illustrative and/or remedial maps created by expert witness retained by Plaintiff to testify in this case. The information regarding the creation of those maps sought by Interrogatory No. 3 is contained in expert reports that have been or will be produced by Plaintiff's expert witnesses.

### **INTERROGATORY NO. 4**

Describe your responsibility, if any, for the payment of any attorney's fees or costs incurred by your counsel or any attorney's fees or costs that might be awarded against you by the court in this lawsuit. If you are not responsible for such fees or costs, identify the persons or persons who are responsible for these fees and costs by stating the name and address for any such person or persons.

**RESPONSE:** Plaintiff objects to Interrogatory No. 4 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege.

Plaintiff further objects to Interrogatory No. 4 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 4 on the ground that it seeks information protected by Plaintiff's and Plaintiff's attorneys' First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: Plaintiff's attorneys in this case are representing Plaintiff on a pro bono basis and have agreed to advance all costs of the litigation. Plaintiff therefore has no responsibility for the payment of attorney's fees or costs. With the potential exception of Defendant's responsibility for fees and costs under fee-shifting statutes if Plaintiffs are successful, there is no other person other than Plaintiff's counsel who is responsible for attorney's fees and costs in this litigation.

#### **INTERROGATORY NO. 5**

Explain in detail how you came to be a plaintiff in this lawsuit. Include in your answer whether you were asked to be a plaintiff by another person or persons, the identity of any such person or persons, the organization or employer with which that person was employed or affiliated, the date of any such conversations, and the substance of any such conversations.

**RESPONSE:** Plaintiff objects to Interrogatory No. 5 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further objects to Interrogatory No. 5 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 5 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

**INTERROGATORY NO. 6**

Other than this case, list any legal proceedings, involving constitutional challenges against government entities, where you have been a party or a witness since January 1, 2010. In doing so, please provide the caption of the case and file number, the court or administrative agency in which any case identified above was filed, a short explanation of the substance of the case, the nature of your involvement (i.e., party or witness), and current status of the proceedings.

**RESPONSE:** Plaintiff objects to Interrogatory No. 6 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 6 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: *Louisiana State Conference of the NAACP v. Ardoin*, No C-716837 (19<sup>th</sup> Judicial District), Malapportionment challenges to Louisiana Congressional Districts (Proceedings Concluded).

**INTERROGATORY NO. 7**

Identify each person or group, other than any attorney retained to represent you in this action, with whom you have communicated with or obtained any oral or written statement from regarding the allegations or claims made in this lawsuit.

For each communication you identify, state the date, time, place, and method of each communication, the substance of the communication, and identify any documents that you provided to or exchanged with each such person or group regarding the allegations or claims made in this lawsuit.

**RESPONSE:** Plaintiff objects to Interrogatory No. 7 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 7 to the extent that it seeks information protected by the attorney-client privilege, attorney work product doctrine, and common interest privilege. Plaintiff further

objects to Interrogatory No. 7 because it seeks information that is not relevant to any party's claims or defenses.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: All documents within Plaintiff's possession, custody or control reflecting non-privileged written communications Plaintiff has made or received regarding the allegations or claims in this lawsuit will be produced.

**INTERROGATORY NO. 8**

Identify all elections you have voted in since January 1, 2008.

**RESPONSE:** Plaintiff objects to Interrogatory No. 9 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 9 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 9 because it seeks information about Plaintiff's voting history that is within the possession of Defendant Ardoin already through the ERIN system.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff has voted in the primary and general elections in the following years: 2008, 2012, 2016 and 2020. Plaintiff has also voted in the state legislative elections in 2015 and 2019.

**INTERROGATORY NO. 9**

Identify every organization (e.g. civic or non-profit), group, campaign (including your own campaign for political office, if any), or political committee (including any of the Organizational Plaintiffs in this action) in which you are or were a member or in which you are or were otherwise involved since January 1, 2008 by stating the following: (a) the name of the organization; (b) the date your affiliation with the organization began and, if applicable, the date your affiliation with the

organization ended; (c) any title or office you hold or have held in the organization; (d) whether you pay or paid dues, a membership fee, or any other sum of money to be a member of the organization; and (e) the amount of any form of compensation or remuneration, if any, you received from the organization.

**RESPONSE:** Plaintiff objects to Interrogatory No. 9 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 9 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 9 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 9 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: to the best of Plaintiff's recollection, Plaintiff is a member of the following organizations:

Plaintiff volunteered in various capacities for the NAACP. Plaintiff did not pay dues to this organization, nor has he received any compensation or remuneration.

Plaintiff volunteered as the Natchitoches Parish School Board President for the 2021 year. Plaintiff did not pay dues to this organization, nor has he received any compensation or remuneration.

Plaintiff volunteered on the Natchitoches Parish School Board Redistricting Committee for the 2022 year. Plaintiff did not pay dues to this organization, nor has he received any compensation or remuneration.

Plaintiff volunteered on the Natchitoches Parish School Board for the 2023 year. Plaintiff did not pay dues to this organization, nor has he received any compensation or remuneration.

#### **INTERROGATORY NO. 10**

To the extent not already identified, identify every position you currently hold or have held since January 1, 2008 in any political party (e.g. the Republican Party, Democratic Party, etc.), including: (a) the name of the position(s) you hold or held; (b) the name(s) of the political party or parties in which you

hold or held the position(s); (c) the dates you held the position(s), or if you currently hold one or more such position(s), the date you were appointed or elected to the position(s) currently held; and (d) the amount of any compensation, if any, you received from the political party.

**RESPONSE:** Plaintiff objects to Interrogatory No. 10 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 10 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 10 because it seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to Interrogatory No. 10 on the ground that it seeks information protected by Plaintiff's First Amendment rights to freedom of speech and freedom of association.

Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff has never held a position with any political party.

#### **INTERROGATORY NO. 11**

Identify each and every public hearing regarding Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps that you attended and, for each such hearing, state or describe the following: (a) the date(s) and location(s) of the hearing(s) you attended; (b) whether you provided any testimony or comments during the hearing(s) on your own behalf or on behalf of an organization; (c) any documents you took with you to the hearing or that you received or created before or during the hearing, or that you relied upon for any testimony you provided during the hearing; and (d) if you attended any hearing with or on behalf of a group or organization, the name of that group or organization.

**RESPONSE:** Plaintiff objects to Interrogatory No. 11 as overly broad and unduly burdensome. Plaintiff further objects to Interrogatory No. 11 because it is vague and ambiguous. Plaintiff further objects to Interrogatory No. 11 because it seeks information that is not relevant to any party's claims or defenses.



Subject to and without waiving the foregoing general and specific objections, Plaintiff responds as follows: To the best of Plaintiff's recollection, Plaintiff did not attend any public hearings regarding Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps.

## **OBJECTIONS AND RESPONSES TO REQUESTS FOR PRODUCTION**

### **GENERAL OBJECTIONS**

Each of Plaintiff's responses is subject to, and incorporates, the following objections (the "General Objections"). Plaintiff specifically incorporates each of these general objections into its responses to each of Defendant's Request for Production, whether or not each such general objection is expressly referred to in Plaintiff's response to a specific Request.

1. Plaintiff objects to each Request to the extent it seeks the disclosure of information protected by the attorney-client privilege, the attorney work product doctrine, and the common interest privilege, or any information which is not otherwise subject to discovery.

2. Plaintiff objects to each Request to the extent that it is premature in that discovery is not complete.

3. Plaintiff objects to each Request to the extent it seeks irrelevant information that is not reasonably calculated to lead to the discovery of admissible evidence.

4. Plaintiff objects to each Request that fails to describe with reasonable particularity the documents or things sought.

5. Plaintiff objects to each Request to the extent that response thereto would cause undue burden, undue expense, and/or oppression.

6. Plaintiff objects to the search terms contained in Exhibit A to the Requests as overly broad and unduly burdensome. Running electronic searches using the overly broad terms included with the Requests creates an undue burden and expense for an individual like Plaintiff that outweighs its likely benefit and is not proportional to the needs of the case. Accordingly, Plaintiff has not executed searches of his electronic computer files, email server, or phone.

7. Plaintiff objects to each Request that seeks materials obtainable from another source that is more convenient, less burdensome, or less expensive.

8. Nothing herein shall be construed as an admission with respect to the admissibility or relevance of any information, fact, or document, or the truth or accuracy of any characterization or statement of any kind contained in the Request.

9. Plaintiff reserves the right to supplement its responses to these Requests as appropriate.

## **REQUESTS FOR PRODUCTION**

### **REQUEST FOR PRODUCTION NO. 1**

All documents identified in your answers to the above Interrogatories.

**RESPONSE:** Subject to and without waiving the General Objections, Plaintiff will produce all documents responsive to this Request within Plaintiff's possession, custody or control.

### **REQUEST FOR PRODUCTION NO. 2**

All documents in your possession, custody, or control that you have received or viewed which were produced by Defendant or Legislative Intervenors, and their staff, in response to any public records request regarding the 2021/2022 legislative redistricting process or the State Legislative Maps.

**RESPONSE:** Plaintiff objects to Request for Production No. 2 because it seeks documents that are within the possession, custody, or control of the Defendant or Legislative Intervenors.

Subject to the foregoing specific objection and the General Objections, Plaintiff has not made any public records requests to Defendant or Legislative Intervenors, or their staff regarding the 2021/2022 legislative redistricting process or the State Legislative Maps and as such does not have any documents responsive to this request.

### **REQUEST FOR PRODUCTION NO. 3**

Any alternative maps to the State Legislative Maps or illustrative maps, including in draft or incomplete form, created, received, or maintained by you related to Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps, and all documents and ESI relating to or otherwise

supporting the creation of the alternative or illustrative maps, including but not limited to, documents describing the criteria and formulas used to create the maps.

**RESPONSE:** Plaintiff objects to this Request to the extent that it seeks information protected by the attorney-client privilege or the attorney work product doctrine. Subject to and without waiving these objections and the General Objections, Plaintiff states that Plaintiff did not draft, create, receive, or maintain any alternative or illustrative maps other than the maps contained in the Expert Report of Bill Cooper, which has already been provided to Defendants along with all of the other non-privileged and non-attorney work product information requested hereto related to those maps.

#### **REQUEST FOR PRODUCTION 4**

Any non-privileged communications or documents created, received, or maintained by you that you contend support or otherwise relate to the allegations or claims in the Complaints (as amended) you filed in the lawsuit in which you are a plaintiff, including, but not limited to, any and all estimates, reports, studies, analyses, calendars, notes, text messages, journals, diaries or other writings, videotapes, recordings or other electronically stored media.

**RESPONSE:** Plaintiff objects to the Request to the extent that it is premature in that discovery is not complete. Subject to and without waiving this Objection and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

#### **REQUEST FOR PRODUCTION NO. 5**

Any non-privileged communications or documents created, received, or maintained by you that relate to Louisiana's state legislative maps or legislative districting since January 1, 2020, including, but not limited to, any and all estimates, reports, studies, analyses, notes, text messages, journals, diaries or other writings, videotapes, recordings or other electronically stored media.

**RESPONSE:** Plaintiff objects to this Request to the extent that it seeks documents protected by the attorney-client privilege or the attorney work product doctrine. Plaintiff objects to this Request to the

extent that it is overly broad, burdensome and seeks information that is not relevant to any party's claims or defenses. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents within Plaintiff's possession, custody or control that Plaintiff is aware of related to the Louisiana's State House or State Senate district lines or the 2021/2022 legislative redistricting process.

**REQUEST FOR PRODUCTION NO. 6**

Copies of any letters, contracts, or other documents that explain who is responsible for the payment of legal fees and costs in this litigation or contracts, letters, or other documents that state whether you are responsible or not responsible for these fees and costs.

**RESPONSE:** Plaintiff objects to this Request as it seeks documents protected by the attorney-client privilege or the attorney work product doctrine.

**REQUEST FOR PRODUCTION NO. 7**

All communications and documents, including any emails, text messages, letters or other correspondence that you have given or sent to, received from, exchanged or discussed with any person whom you may call as a witness at trial in this lawsuit.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 8**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any conversation or communication you had with any third party about any of the allegations

or claims made in your Complaint (as amended) including, but not limited to, emails, notes, text messages, or recordings of any such conversations or communications.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

#### **REQUEST FOR PRODUCTION NO. 9**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any conversation or communication you had with any member of your organization about any of the allegations or claims made in your Complaints (as amended) including, but not limited to, press releases, statements, submissions to the media, emails, notes, text messages, or recordings of any such conversations or communications.

**RESPONSE:** This Request does not apply to Individual Plaintiffs, who are not organizations and have no members.

#### **REQUEST FOR PRODUCTION NO. 8a<sup>1</sup>**

Copies of all Social Posts by you that relate to or reflect any of the allegations or claims you have made in this lawsuit, or related to Defendant or Intervenor Defendants since January 1, 2020.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Subject to and without waiving

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<sup>1</sup> Defendant Ardoin's First Set Request for Production of Documents to Individual Plaintiffs have repeated the Nos 8 and 9 for two of the Requests. We have labeled the second set at 8a and 9a to avoid confusion.

these objections and the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 9a**

All reports, correspondence, written opinions, or other documents reflecting either the substance of the opinions of each expert you identified in your answers to the preceding Interrogatories or any facts relied upon by any such expert in forming his or her opinion, and the most current resume or *curriculum vitae* of each such expert.

**RESPONSE:** All initial Expert Reports and related materials have previously been produced to Defendants. Additionally, Plaintiff reserves the right to supplement those reports and response to this Request consistent with the Scheduling Order in this case governing expert disclosures.

**REQUEST FOR PRODUCTION NO. 10**

Excluding those documents protected by the attorney-client privilege, all documents reflecting or referring to any alleged "injury" you claim to have suffered as a result of Louisiana's 2021/2022 legislative redistricting process or the State Legislative Maps, including but not limited to, financial records, communications, emails, notes, text messages, or recordings.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is vague and ambiguous. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving the General Objections, Plaintiff will produce any documents responsive to this Request within Plaintiff's possession, custody or control.

**REQUEST FOR PRODUCTION NO. 11**

Copies of any source code, software, or electronic programs/applications used by any of your experts in connection with this litigation. To the extent such items were not developed by your expert

but are commercially available for purchase, please identify the code, software, programs, or applications.

**RESPONSE:** All initial Expert Reports and related materials have previously been produced to Defendants. Additionally, Plaintiff reserves the right to supplement those reports and response to this Request consistent with the Scheduling Order in this case governing expert disclosures.

**REQUEST FOR PRODUCTION NO. 12**

All documents and communications discussing, related to, referring to, or concerning Louisiana's State House or State Senate district lines, the 2021/2022 legislative redistricting process, or administration of the 2023 election.

**RESPONSE:** Plaintiff objects to this Request to the extent that it is overly board, burdensome and seeks information that is not relevant to any party's claims or defenses. Plaintiff further objects to this Request as it seeks documents protected by the attorney-client privilege, the attorney work product doctrine, and/or the common interest privilege. Subject to and without waiving the General Objections, Plaintiff will produce any documents within Plaintiff's possession, custody or control that Plaintiff is aware of related to the Louisiana's State House or State Senate district lines or the 2021/2022 legislative redistricting process.

**REQUEST FOR PRODUCTION NO. 13**

All documents, items, objects, materials, charts, graphs, displays, and exhibits that Individual Plaintiffs' expect to, intend to, or may use or offer as exhibits or as evidence at any hearing or trial of this matter.

**RESPONSE:** Plaintiff objects to the Request to the extent that it is premature in that discovery is not complete, and Plaintiff may rely upon demonstrative exhibits and materials at the time of trial. Subject to and without waiving this Objection and the General Objections, Plaintiff will produce documents responsive to this Request within Plaintiff's possession, custody or control.



DATED: July 3, 2023

Respectfully submitted,

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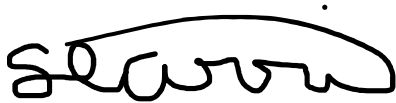
\*\*Pro Hac Vice Motion Forthcoming

**VERIFICATION OF STEVEN HARRIS**

I hereby state that the Individual Plaintiff Steven Harris's Responses to Defendant Ardoin's First Set of Interrogatories and First Set of Requests for Production of Documents of the Individual Plaintiffs, served on July 3, 2023, are true to the best of my knowledge and belief.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 30, 2023

A handwritten signature in black ink, appearing to read "Steven Harris", written over a horizontal line.

Steven Harris

**CERTIFICATE OF SERVICE**

I certify that on July 3, 2023, this document was served via electronic mail on all counsel of record.

/s/ Sarah Brannon