

NORTH CAROLINA
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE No. 24 CR003534-910

BEVERLY BARD, RICHARD LEVY, SUSAN KING
COPE, ALLEN WELLONS, LINDA MINOR,
THOMAS W. ROSS, SR., MARIE GORDON,
SARAH KATHERINE SCHULTZ,
JOSEPH J. COCCIA, TIMOTHY S. EMRY, and
JAMES G. ROWE,

Plaintiffs,

v.

NORTH CAROLINA STATE BOARD OF
ELECTIONS, ALAN HIRSCH, in his official
capacity as Chair of the North Carolina State Board
of Elections, JEFF CARMON III in his official
capacity as Secretary of the North Carolina State
Board of Elections, STACY “FOUR” EGGERS in his
official capacity as a member of the North Carolina
State Board of Elections, SIOBHAN O’DUFFY
MILLEN in her official capacity as a member of the
North Carolina State Board of Elections, KEVIN N.
LEWIS in his official capacity as a Member of the
North Carolina State Board of Elections,
PHILLIP E. BERGER in his official capacity as
President Pro Tem of the North Carolina Senate,
and TIMOTHY K. MOORE in his official capacity as
Speaker of the North Carolina House of
Representatives.

Defendants.

AMENDED NOTICE OF APPEAL

TO THE HONORABLE COURT OF APPEALS OF NORTH CAROLINA:

Plaintiffs, Beverly Bard, Richard Levy, Susan King Cope, Allen Wellons, Linda Minor, Thomas W. Ross, Sr., Marie Gordon, Sarah Katherine Schultz, Joseph J. Coccia, Timothy S. Emry, and James G. Rowe, hereby give *amended* notice of appeal to the Court of Appeals of North Carolina from the final judgment of the three judge panel of the North Carolina Superior Court—the Honorable Jeffery B. Foster, the Honorable Angela B. Puckett, and the Honorable C. Ashley Gore—entered 22 July 2024 in the Superior Court of Wake County, which dismissed Plaintiffs’ action as to all Defendants.

Respectfully submitted this 12th day of August 2024.

/s/ Robert F. Orr

Robert F. Orr
N.C. Bar No. 6798
3434 Edwards Mill Road, Suite 112-372
Raleigh, NC 27612
Phone: 919-608-5335
orr@rforrlaw.com

/s/ Thomas R. Wilson

Thomas R. Wilson
N.C. Bar. No. 31876
Greene Wilson Crow & Smith, P.A.
401 Middle Street
New Bern, NC 28563
Phone: 252-634-9400
twilson@nctriallawyer.com

/s/ Andrew M. Simpson

Andrew M. Simpson
N.C. Bar No. 54506

107 Lavender St.
Carrboro, NC 27514
Phone: 919-886-6169
andrew.simpson.ch@gmail.com

/s/ Ann H. Smith
Jackson Lewis P.C.
N.C. Bar 23090
3737 Glenwood Avenue, Suite 450
Raleigh, NC 27612
Phone: (919) 760 6460
Ann.Smith@jacksonlewis.com

Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I, Thomas R. Wilson, hereby certify that I have used e-file and served a copy of the forgoing Amended NOTICE OF APPEAL, and have served a copy on counsel of record via email at the addresses below:

COUNSEL FOR LEGISLATIVE DEFENDANTS

Phillip J. Strach, philstrach@nelsonmullins.com

Alyssa M. Riggins, alyssa.riggins@nelsonmullins.com

Cassie A. Holt, cassie.holt@nelsonmullins.com

Alex M. Bradley, alex.bradly@nelsonmullins.com

COUNSEL FOR THE STATE BOARD OF ELECTION DEFENDANTS

Assistant Attorney General Terrance Steed, tsteed@ncdoj.gov

Assistant Attorney General Mary Carla (Hollis) Babb, mcbabb@ncdoj.gov

This the 12th day of August 2024.

GREENE WILSON CROW & SMITH, P.A

/s/ Thomas R. Wilson

Thomas R. Wilson

N.C. Bar. No. 31876

401 Middle Street

New Bern, NC 28563

Phone: 252-634-9400

twilson@nctriallawyer.com

Counsel for Plaintiffs