

# EXHIBIT 10

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**TENNESSEE STATE CONFERENCE OF  
THE NAACP, et al.,**

**Plaintiffs,**

**v.**

**WILLIAM B. LEE, in his official capacity as  
Governor of the State of Tennessee, et al.,**

**Defendants.**

**Case No. 3:23-cv-00832**

**Judge Eric Murphy**

**Judge Eli Richardson**

**Judge Benita Pearson**

---

**DEFENDANTS' FIRST SET OF INTERROGATORIES TO PLAINTIFFS**

---

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, Defendants serve the following Interrogatories to Plaintiffs to be answered in writing within thirty (30) days of the date of service. These Interrogatories are to be considered continuing in nature, as more fully described in Rule 26(e) of the Federal Rules of Civil Procedure.

**INSTRUCTIONS**

1. Please note, as used herein:
  - a. The word “any” shall be construed to include “all” and vice versa.
  - b. The term “Challenged Congressional Districts” refers to Tennessee Congressional Districts 5, 6, and 7 as enacted by Pub. Ch. 597 (2022).

- c. The Term “Challenged Districts” refers to Tennessee Congressional Districts 5, 6, and 7 as enacted by Pub. Ch. 597 (2022) and Tennessee Senatorial District 31 as enacted by Pub. Ch. 596 (2022).
- d. The term “Challenged Senate District” refers to Tennessee Senatorial District 31 as enacted by Pub. Ch. 596 (2022).
- e. The word “document” has the full meaning set out in Rule 34 of the Federal Rules of Civil Procedure.
- f. The word “each” shall be construed to include “every” and vice versa.
- g. The term “House Select Committee” refers to the House Select Committee on Redistricting from the most recent redistricting cycle.
- h. The word “identify” means,
  - i. with respect to any statements, documents, acts practices, occurrences, events, devices, schemes, meetings, conferences, communication, or other instances, to state the date thereof, the party or parties causing, issuing or communicating such statement, document, communication or utterance, the parties to whom and in whose presence such statement, document, communication or utterance was given or transmitted, the party who participated in, caused or had knowledge of any act, practice, occurrence, event, device, scheme, meeting or conference, and whether any of the foregoing was in writing, in which event describe the contents, or oral, in which event describe the substance thereof.
  - ii. with respect to any person, to state the name, residential and business addresses, personal and business phone numbers, place of employment, title or position with such employer and if the person had a different job or

position at the time of the events referred to in the complaint and/or amended complaint(s), the place of employment and title or position held at such time.

iii. With respect to any organization or business, to state the name of the organization or business, and the present or last known address and telephone number of the organization or business.

i. The word “or” means “and/or”; also, the word “and” means “and/or.”

j. The words “Plaintiff”, “you” and “your” shall mean, without limitation, any of the following:

i. Plaintiffs;

ii. any agent or other person acting on behalf of any Plaintiffs.

k. The term “Senate Ad Hoc Committee” refers to the Senate Ad Hoc Committee on Redistricting from the most recent redistricting cycle.

2. If you object to any request on the grounds that the production reflects or would reveal the substance of a privileged communication, or information protected from disclosure by the work product doctrine or otherwise, identify:

- a. the nature of the privilege claimed;
- a. a statement of the facts constituting the basis for withholding the information;
- b. the person who made the communication, whether oral or in writing;
- c. if the communication was oral, all persons present while the communication was made;
- d. if the communication was written, the author, addressees, and any other recipients;
- e. the relationship between the person who made the communication and the recipient(s) of the communication;

- f. the date and place of the communication;
- g. the manner in which the communication was made;
- h. the general subject matter of the communication;
- i. the identifying name of the document or communication withheld; and
- j. any other facts reasonably needed by a court to evaluate the claim of privilege.

### **INTERROGATORIES**

**INTERROGATORY NO. 1:** State the dates on which each Plaintiff first came to believe that each of the Challenged Districts would be redistricted in a manner that was racially discriminatory or otherwise unconstitutional and describe the circumstances and considerations that led each Plaintiff to that conclusion.

**RESPONSE:**

**INTERROGATORY NO. 2:** Explain why Plaintiffs waited until August 9, 2023, over eighteen months from the day the Challenge Districts were enacted, to file this lawsuit.

**RESPONSE:**

**INTERROGATORY NO. 3:** Indicate the date upon which each Plaintiff entered an attorney-client relationship with the undersigned counsels for services related to a lawsuit against the Challenged Districts.

**RESPONSE:**

**INTERROGATORY NO. 4:** Describe the redistricting lawsuit that Plaintiff African American Clergy Collective of Tennessee was planning to announce against the State of Tennessee in February 2022, including the identity of all potential plaintiffs, the factual allegations forming the basis

of the lawsuit, the anticipated causes of action, whether the lawsuit was filed in 2022, and, if the lawsuit was not filed in 2022, the reason for delay.

**RESPONSE:**

**INTERROGATORY NO. 5:** Identify all members of any organizational Plaintiff that reside in the Challenged Districts and specify the district in which the individual resides and when the individual became a member of a particular organizational Plaintiff.

**RESPONSE:**

**INTERROGATORY NO. 6:** Describe the mission of each organizational Plaintiff.

**RESPONSE:**

**INTERROGATORY NO. 7:** Identify the resources that any organizational Plaintiff has diverted or will divert in order to address the allegedly discriminatory redistricting of the Challenged Districts, including the specific resources that have been spent and are anticipated will be spent litigating this case, the resources that will be spent on other projects directed at the allegedly discriminatory redistricting, and the matters on which those resources would have been spent otherwise.

**RESPONSE:**

**INTERROGATORY NO. 8:** Describe the nature and extent to which each Plaintiff interacted with the General Assembly regarding the most recent redistricting cycle.

**RESPONSE:**

**INTERROGATORY NO. 9:** Identify all maps drawn by Plaintiffs since 2020 that include the Challenged Districts. For each identified map, indicate which Plaintiff drew the map; describe the criteria used to draw the map; the date on which the maps was drawn; and whether the map was shared with the House Select Committee, Senate Ad Hoc Committee, or any other individual or entity.

**RESPONSE:**

**INTERROGATORY NO. 10:** Identify each person and entity involved with the drafting of the maps discussed in the prior interrogatory, specify the nature and extent of their involvement, and indicate the map drawing software or platform used.

**RESPONSE:**

**INTERROGATORY NO. 11:** Describe the nature and extent to which each Plaintiff has been or will be affected, either positively or negatively, by the shape of the Challenged Districts.

**RESPONSE:**

**INTERROGATORY NO. 12:** Describe the actions each Plaintiff took on a weekly basis to pursue the claims made in this lawsuit from the time they first concluded the maps were unconstitutional until August 9, 2023.

**RESPONSE:**

Respectfully submitted,

JONATHAN SKRMETTI  
Attorney General and Reporter

ADAM K. MORTARA (BPR# 40089)  
Lawfair LLC  
40 Burton Hills Blvd., Suite 200  
Nashville, TN 37215  
(773) 750-7154  
mortara@lawfairllc.com

/s/ Miranda Jones  
MIRANDA H. JONES (BPR# 036070)  
Senior Assistant Attorney General  
WHITNEY D. HERMANDORFER (BPR# 041054)  
Director of Strategic Litigation  
PHILIP HAMMERSLEY (BPR# 041111)  
Assistant Solicitor General  
RYAN NICOLE HENRY (BPR# 40028)  
Assistant Attorney General  
Office of the Tennessee Attorney General  
P.O. Box 20207  
Nashville, Tennessee 37202  
(615) 532-2935  
philip.hammersley@ag.tn.gov  
whitney.hermandorfer@ag.tn.gov  
miranda.jones@ag.tn.gov  
ryan.henry@ag.tn.gov

*Counsel for Defendants*



## CERTIFICATE OF SERVICE

I hereby certify that on May 10, 2024 the undersigned filed the foregoing document via this Court's electronic filing system, which sent notice of such filing to the following counsel of record:

COUNSEL OF RECORD	PARTY REPRESENTED
<p>Phillip F. Cramer Sperling &amp; Slater 150 3<sup>rd</sup> Avenue South, Suite 1100 Nashville, TN 37201 Tel.: 312-224-1512 pcramer@sperling-law.com</p> <p>Ezra D. Rosenberg* Pooja Chaudhuri* Alexander S. Davis* Lawyers' Committee for Civil Rights Under Law 1500 K Street NW, Suite 900 Washington, DC 20005 Tel.: 202-662-8600 erosenberg@lawyerscommittee.org pchaudhuri@lawyerscommittee.org adavis@lawerscommittee.org</p> <p>Jeffrey Loperfido* Mitchell D. Brown* Southern Coalition for Social Justice P.O. Box 51280 Durham, NC 27717 Tel.: 919-323-3380 jeffloperfido@scsj.org mitchellbrown@scsj.org</p>	<p>Plaintiffs Tennessee State Conference of the NAACP, League of Women Voters of Tennessee, The Equity Alliance, Memphis A. Philip Randolph Institute, African American Clergy Collective of Tennessee, Judy Cummings, Brenda Gilmore, Ophelia Doe, Freda Player, and Ruby Powell-Dennis</p>

<p>George E. Mastoris*  Michelle D. Tuma*  Winston &amp; Strawn LLP  200 Park Avenue  New York, NY 10166  Tel.: 212-294-6700  gmastoris@winston.com  mtuma@winston.com</p>	
<p>Adam K. Mortara (BPR# 40089)  Lawfair LLC  40 Burton Hills Blvd., Suite 200  Nashville, TN 37215  (773) 750-7154  mortara@lawfairllc.com</p> <p>Whitney D. Hermandorfer  Director of Strategic Litigation  Miranda H. Jones  Senior Assistant Attorney General  Ryan Nicole Henry  Assistant Attorney General  Philip Hammersley  Assistant Solicitor General  Office of the Tennessee Attorney General  P.O. Box 20207  Nashville, Tennessee 37202  (615) 532-2935  whitney.hermandorfer@ag.tn.gov  miranda.jones@ag.tn.gov  ryan.henry@ag.tn.gov  philip.hammersley@ag.tn.gov</p> <p><b><i>Counsel for Defendants</i></b></p>	<p>Defendants William B. Lee, in his official capacity as Governor of the State of Tennessee, Tre Hargett, in his official capacity as Secretary of State of the State of Tennessee, Mark Goins, in his official capacity as Coordinator of Elections for the State of Tennessee, the State Election Commission, and Donna Barrett, Judy Blackburn, Jimmy Eldridge, Mike McDonald, Secondra Meadows, Bennie Smith and Kent Younce, in their official capacities as members of the State Election Commission</p>

/s/ Miranda Jones

*Counsel for Defendants*