



North Carolina Court of Appeals

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No. P18-584

ROY A. COOPER III, IN HIS OFFICIAL CAPACITY AS GOVERNOR OF
THE STATE OF NORTH CAROLINA,
PLAINTIFF,

VS.

PHILIP E. BERGER, IN HIS OFFICIAL CAPACITY AS PRESIDENT PRO
TEMPORE OF THE NORTH CAROLINA SENATE; TIMOTHY K.
MOORE, IN HIS OFFICIAL CAPACITY AS SPEAKER OF THE NORTH
CAROLINA HOUSE OF REPRESENTATIVES; NORTH CAROLINA
BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS
ENFORCEMENT; JAMES A. ('ANDY') PENRY, IN HIS OFFICIAL
CAPACITY AS CHAIR OF THE NORTH CAROLINA BIPARTISAN STATE
BOARD OF ELECTIONS AND ETHICS ENFORCEMENT,
DEFENDANTS.

NORTH CAROLINA STATE CONFERENCE OF THE NATIONAL
ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE; AND
CLEAN AIR CAROLINA,
PLAINTIFFS,

VS.

PHILIP E. BERGER, IN HIS OFFICIAL CAPACITY, TIMOTHY K.
MOORE, IN HIS OFFICIAL CAPACITY; THE NORTH CAROLINA
BIPARTISAN STATE BOARD OF ELECTIONS AND ETHICS
ENFORCEMENT; JAMES A. ('ANDY') PENRY, IN HIS OFFICIAL
CAPACITY; JOSHUA MALCOM, IN HIS OFFICIAL CAPACITY; KEN
RAYMOND, IN HIS CAPACITY; STELLA ANDERSON, IN HER
OFFICIAL CAPACITY; DAMON CIRCOSTA, IN HIS OFFICIAL CAPACITY;
STACY EGGERS IV, IN HER OFFICIAL CAPACITY; JAY HEMPHILL,
IN HIS OFFICIAL CAPACITY; AND JOHN LEWIS, IN HIS OFFICIAL CAPACITY,
DEFENDANTS.

ORDER

The following order was entered:

The 'Emergency Motion for Temporary Stay Pending Appeal, Petition for Writ of Supersedeas, and Motion for Expedited Response' filed by Defendants on 22 August 2018 are decided as follows: The motion for temporary stay is allowed. The 'Order[s] on Injunctive Relief' entered by the three-judge panel on 21 August 2018 are hereby stayed pending a ruling on supersedeas. The preparation or printing of ballots for the November 2018 general election is also stayed pending further order of this Court.

It is further ordered that Plaintiffs and the Bipartisan State Board of Elections and Ethics Enforcement shall file their response or responses to Defendants' petition for writ of supersedeas by 9:30 a.m. on Monday, 27 August 2018. A ruling on the petition will be made upon the filing of the response or responses, or upon

the expiration of the time for response if no response is filed.

By order of the Court this the 23rd of August 2018.

WITNESS my hand and official seal this the 23rd day of August 2018.



Daniel M. Horne Jr.
Clerk, North Carolina Court of Appeals

Copy to:

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Hon. Jennifer Knox, Clerk of Superior Court