



# North Carolina Court of Appeals

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No. 19-762

JABARI HOLMES, FRED CULP,  
DANIEL E. SMITH, BRENDON  
JADEN PEAY, SHAKOYA CARRIE  
BROWN, and PAUL KEARNEY, SR.,  
Plaintiffs,

v.

TIMOTHY K. MOORE in his official  
capacity as Speaker of the North  
Carolina House of Representatives;  
PHILIP E. BERGER in his official  
capacity as President Pro Tempore  
of the North Carolina Senate; DAVID  
R. LEWIS in his official capacity as  
Chairman of the House Select Committee  
on Elections for the 2018 Third Extra  
Session; RALPH E. HISE in his official  
capacity as Chairman of the Senate  
Select Committee on Elections for the  
2018 Third Extra Session; THE STATE  
OF NORTH CAROLINA; and THE NORTH  
CAROLINA STATE BOARD OF ELECTIONS,  
Defendants.

## ORDER

The following order was entered:

The motion filed in this cause on the 25th day of February 2020 and designated 'Legislative Defendants-Appellees' Motion for Rehearing En Banc' is denied. This Court's stay of the mandate entered 26 February 2020 is hereby dissolved, and the mandate shall be deemed issued as of the date of this order. Judge Inman, Judge Berger and Judge Brook recused themselves from consideration of this case.

By order of the Court this the 24th of March 2020.

WITNESS my hand and official seal this the 24th day of March 2020.



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

Copy to:

Ms. Allison J. Riggs, Attorney at Law, For Holmes, Jabari, et al  
Mr. Jeffrey Loperfido, Attorney at Law, For Holmes, Jabari, et al  
Mr. Nathan A. Huff, Attorney at Law, For Moore, Timothy K. (Official Capacity), et al  
Ms. Nicole J. Moss, Attorney at Law, For Moore, Timothy K. (Official Capacity), et al  
Mr. Peter A. Patterson, Attorney at Law  
Ms. Nicole Frazer Reaves, Attorney at Law  
Mr. David H. Thompson, Attorney at Law  
Ms. Olga E. Vysotskaya de Brito, Special Deputy Attorney General, For State of North Carolina, et al  
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Ms. Jane B. O'Brien, Attorney at Law, For Holmes, Jabari, et al  
Ms. Jessica Anne Morton, For Holmes, Jabari, et al  
Ms. Laura E. Cox, Attorney at Law, For Holmes, Jabari, et al  
Mr. Jabari Holmes, For Holmes, Jabari  
Mr. Brendon Jaden Peay, For Peay, Brendon Jaden  
Mr. Paul Kearney, Sr., For Kearney, Paul (Sr.)  
Mr. Daniel E. Smith, For Smith, Daniel E.  
Mr. Fred Culp, For Culp, Fred  
Hon. Frank Blair Williams, Clerk of Superior Court