

STATE OF NORTH CAROLINA

**FILED**

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION

COUNTY OF CHATHAM

19 CVS 809

2019 DEC 10 P 3:00

**ORDER GRANTING THE AMENDED  
MOTION TO DISMISS OF  
DEFENDANTS and MOTION TO  
DISMISS OF DEFENDANT-  
INTERVENORS**

BARBARA CLARK PUGH; GENE  
TERRELL BROOKS; THOMAS HENRY  
CLEGG; THE WINNIE DAVIS CHAPTER  
259 OF THE UNITED DAUGHTERS OF  
THE CONFEDERACY,

Plaintiffs,

vs.

KAREN HOWARD; MIKE DASHER;  
DIANNA HALES; JIM CRAWFORD; and  
ANDY WILKIE, in their official capacities as  
members of the Board of County  
Commissioners of Chatham County, North  
Carolina,

Defendants

and

CHATHAM FOR ALL and WEST  
CHATHAM BRANCH 5378 of the NAACP,

Defendant-Intervenors

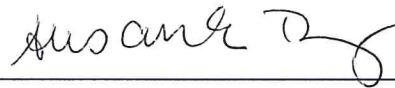
THIS MATTER came before the Court for hearing at the December 2, 2019 term of court to consider and hear Defendant's Amended Motion to Dismiss ("Defendants' Motion") and the Motion to Dismiss of Defendant-Intervenors ("Intervenors' Motion"). Plaintiffs were represented by James A. Davis and Cabell J. Regan. Defendants were represented by J. Nicholas Ellis, Richard J. Rose and Dylan J. Castellino. Defendant-Intervenors were represented by Elizabeth Haddix and Mark Dorosin.

Defendants' Motion and Intervenors' Motion both sought to dismiss Plaintiffs'

action pursuant to NC Rule of Civil Procedure 12(b)(1) and 12(b)(6). After reviewing the pleadings and considering oral argument from counsel, the Court finds that Defendants' Motion and Intervenors' Motion should be granted as Plaintiffs lack standing to bring this action and Plaintiffs' Complaint fails to state a claim upon which relief can be granted.

NOW THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that Defendant's Motion and Intervenors' Motion are granted as Plaintiffs lack standing to bring this action and Plaintiffs' Complaint fails to state a claim upon which relief can be granted and therefore, this action is dismissed with prejudice.

This the 4<sup>th</sup> day of December, 2019.



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Superior Court Judge Presiding