

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
21 CVS 015426, 21 CVS 500085

NORTH CAROLINA LEAGUE OF  
CONSERVATION VOTERS, INC.;  
HENRY M. MICHAUX, JR., et al.,

Plaintiffs,

REBECCA HARPER, et al.,

Plaintiffs,

v.

REPRESENTATIVE DESTIN HALL, in  
his official capacity as Chair of the House  
Standing Committee on Redistricting, et al.,

Defendants.

**NCLCV PLAINTIFFS' RESPONSE  
TO MOTION FOR HEALTH &  
SAFETY ACCOMMODATIONS AT  
TRIAL**

In response to the Motion for Health & Safety Accommodations At Trial, the NCLCV Plaintiffs state that they strongly support the Court taking all appropriate measures in response to the rising COVID caseload and the Omicron variant. The NCLCV Plaintiffs defer to the Court on the crafting and implementation of measures—including the proposals described in the Motion, and especially those measures concerning remote participation by witnesses and counsel—that are likely to lessen the risk of COVID transmission and unnecessary COVID-related disruptions.

Dated: December 28, 2021

Respectfully submitted,

**JENNER & BLOCK LLP**

Sam Hirsch\*  
Jessica Ring Amunson\*  
Kali Bracey\*  
Zachary C. Schauf\*  
Karthik P. Reddy\*  
Urja Mittal\*  
JENNER & BLOCK LLP  
1099 New York Avenue NW, Suite 900  
Washington, D.C. 20001  
(202) 639-6000  
shirsch@jenner.com  
zschauf@jenner.com

David Bradford\*  
JENNER & BLOCK LLP  
353 North Clark Street  
Chicago, IL 60654  
(312) 923-2975  
dbradford@jenner.com

\* *Admitted pro hac vice*

**ROBINSON, BRADSHAW & HINSON, P.A.**

/s/ Stephen D. Feldman

Stephen D. Feldman  
North Carolina Bar No. 34940  
ROBINSON, BRADSHAW & HINSON, P.A.  
434 Fayetteville Street, Suite 1600  
Raleigh, NC 27601  
(919) 239-2600  
sfeldman@robinsonbradshaw.com

Adam K. Doerr  
North Carolina Bar No. 37807  
ROBINSON, BRADSHAW & HINSON, P.A.  
101 North Tryon Street, Suite 1900  
Charlotte, NC 28246  
(704) 377-2536  
adoerr@robinsonbradshaw.com

Erik R. Zimmerman  
North Carolina Bar No. 50247  
ROBINSON, BRADSHAW & HINSON, P.A.  
1450 Raleigh Road, Suite 100  
Chapel Hill, NC 27517  
(919) 328-8800  
ezimmerman@robinsonbradshaw.com

*Counsel for NCLCV Plaintiffs*

## CERTIFICATE OF SERVICE

I hereby certify that the foregoing Response was served upon each of the parties to this action by electronic mail to counsel at the e-mail addresses indicated below, in accordance with North Carolina Rule of Civil Procedure 5(b)(1)(a):

Burton Craige  
Narendra K. Ghosh  
Paul E. Smith  
PATTERSON HARKAVY LLP  
100 Europa Drive, Suite 420  
Chapel Hill, NC 27517  
bcraig@pathlaw.com  
nghosh@pathlaw.com  
psmith@pathlaw.com

Lalitha D. Madduri  
Jacob D. Shelly  
Graham W. White  
ELIAS LAW GROUP LLP  
10 G Street NE, Suite 600  
Washington, DC 20002  
lmadduri@elias.law  
jshelly@elias.law  
gwhite@elias.law

Abha Khanna  
ELIAS LAW GROUP LLP  
1700 Seventh Avenue, Suite 2100  
Seattle, WA 98101  
akhanna@elias.law

Elisabeth S. Theodore  
R. Stanton Jones  
John Cella  
Samuel F. Callahan  
ARNOLD AND PORTER KAYE SCHOLER LLP  
601 Massachusetts Avenue NW  
Washington, DC 20001-3743  
elisabeth.theodore@arnoldporter.com  
john.cella@arnoldporter.com  
stanton.jones@arnoldporter.com  
samuel.callahan@arnoldporter.com

Phillip J. Strach  
Thomas A. Farr  
Gregory P. McGuire  
D. Martin Warf  
John E. Branch III  
Alyssa M. Riggins  
Nathaniel J. Pencook  
NELSON MULLINS RILEY & SCARBOROUGH LLP  
4140 Parklake Avenue, Suite 200  
Raleigh, NC 27612  
phillip.strach@nelsonmullins.com  
tom.farr@nelsonmullins.com  
greg.mcguire@nelsonmullins.com  
martin.warf@nelsonmullins.com  
john.branch@nelsonmullins.com  
alyssa.riggins@nelsonmullins.com  
nate.pencook@nelsonmullins.com

Mark E. Braden  
Katherine McKnight  
Patrick T. Lewis  
Sean Sandoloski  
Richard Raile  
BAKER HOSTETLER LLP  
1050 Connecticut Avenue NW,  
Suite 1100  
Washington, DC 20036  
mbraden@bakerlaw.com  
kmcknight@bakerlaw.com  
plewis@bakerlaw.com  
ssandoloski@bakerlaw.com  
rraile@bakerlaw.com

*Counsel for Plaintiffs Representative Destin Hall, Senator Warren Daniel, Senator Ralph E. Hise, Jr., Senator Paul Newton, Representative Timothy K. Moore, and Senator Phillip E. Berger*

*Counsel for Plaintiffs Rebecca Harper,  
et al.*

Allison J. Riggs  
Hilary H. Klein  
Mitchell Brown  
Katelin Kaiser  
Jeffrey Loperfido  
SOUTHERN COALITION FOR SOCIAL JUSTICE  
1415 W. Highway 54, Suite 101  
Durham, NC 27707  
allison@southerncoalition.org  
hilaryhklein@scsj.org  
mitchellbrown@scsj.org  
katelin@scsj.org  
jeffloperfido@scsj.org

J. Tom Boer  
Olivia T. Molodanof  
HOGAN LOVELLS US LLP  
3 Embarcadero Center, Suite 1500  
San Francisco, CA 94111  
tom.boer@hoganlovells.com  
oliviamolodanof@hoganlovells.com

*Counsel for Plaintiff Common Cause*

Terence Steed  
Stephanie Brennan  
Amar Majmundar  
N.C. DEPARTMENT OF JUSTICE  
Post Office Box 629  
Raleigh, NC 27502-0629  
tsteed@ncdoj.gov  
sbrennan@ncdoj.gov  
amajmundar@ncdoj.gov

*Counsel for Defendants the North Carolina  
State Board of Elections, Damon Circosta,  
Stella Anderson, Jeff Carmon III, Stacy Eggers  
IV, Tommy Tucker, Karen Brinson Bell; and the  
State of North Carolina*

This 27th day of December, 2021.

/s/Stephen Feldman  
Stephen Feldman