

STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION

COUNTY OF WAKE

NORTH CAROLINA LEAGUE OF
CONSERVATION VOTERS, INC., *et al.*,

Plaintiffs

and

COMMON CAUSE,
Plaintiff-Intervenor,

v.

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

Defendants.

Case No. 21 CVS 015426

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.

Case No. 21 CVS 500085

PLAINTIFF COMMON CAUSE'S TRIAL WITNESS LIST

Pursuant to the Court's Order of December 13, 2021 and December 15, 2021, Plaintiff Common Cause submits this list of witnesses it presently intends to or may call at trial. Plaintiff Common Cause reserves the right to modify, supplement, or otherwise amend their witness list as necessary, including to add or withdraw any witnesses Defendants identify on their witness list.

Plaintiff Common Cause also reserves the right to call additional witnesses necessary for impeachment, to lay the foundation for the admissibility of trial exhibits, and to rebut evidence presented by Defendants at trial, including testimony played at trial.

Plaintiff Common Cause’s inclusion of any witness on this trial witness list does not waive any objections Plaintiff Common Cause may have to the introduction of that witness’s prior testimony or deposition testimony if offered by Defendants, and is without prejudice to Plaintiff Common Cause’s right to remove or strike witnesses from Defendants’ list who were not properly disclosed.

I. Plaintiffs

| Name | Affiliation | Likelihood |
|--------------|-------------------------------------|-------------------|
| Bob Phillips | Executive Director, Common Cause | May call |

II. Defendants

| Name | Affiliation | Likelihood |
|--------------------|----------------------------------------------|-------------------|
| Ralph E. Hise, Jr. | Legislative Defendant ¹ | May call |
| Destin Hall | Legislative Defendant | May call |
| Karen Brinson Bell | State Board of Elections, State Defendant | May call |

III. Expert Witnesses

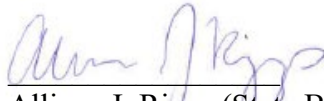
| Name | Affiliation | Likelihood |
|-----------------------|----------------------------------------------|-------------------|
| Daniel Magleby | Binghamton University (SUNY) | Intend to call |
| Jonathan C. Mattingly | Duke University | Intend to call |
| James Leloudis | University of North Carolina, Chapel Hill | Intend to call |

¹ Plaintiff Common Cause may call Legislative Defendants, Berger, Moore, Hise, Daniel, and Hall, to testify at trial. If Legislative Defendants invoke legislative privilege, and as such, will not provide testimony at trial, Plaintiff Common Cause reserves the right to challenge legislative privilege on appeal.

IV. Non-Parties

| Name | Likelihood |
|--------------------------------|-------------------|
| Representative Zack Hawkins | Intend to call |
| Representative Pricey Harrison | May call |
| Senator Natasha Marcus | May call |
| Christopher Ketchie | May call |
| Tyler Daye | Intend to call |

Respectfully submitted this the 31st day of December, 2021.



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CERTIFICATE OF SERVICE

This is to certify that the undersigned has this day submitted a copy of the foregoing document in the above titled action by mail and/or electronic mail, in the manner requested, to the following parties:

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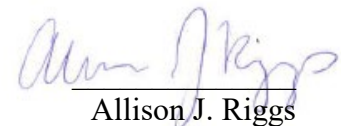
Counsel for Legislative Defendants

This the 31st day of December, 2021.

Terence Steed
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