

SUPREME COURT OF NORTH CAROLINA

NORTH CAROLINA LEAGUE OF	)	
CONSERVATION VOTERS, INC. et	)	
al.	)	
	)	
COMMON CAUSE,	)	
	)	
v.	)	
	)	
REPRESENTATIVE DESTIN HALL,	)	
in his official capacity as Chair of the	)	<u>From Wake County</u>
House Standing Committee on	)	
Redistricting, et al.	)	
	)	
REBECCA HARPER, et al.	)	
	)	
v.	)	
	)	
REPRESENTATIVE DESTIN HALL,	)	
in his official capacity as Chair of the	)	
House Standing Committee on	)	
Redistricting, et al.	)	
	)	

PLAINTIFFS' MOTION FOR EXTENTION OF TIME ALLOWED
FOR ORAL ARGUMENT

TO THE HONORABLE SUPREME COURT OF NORTH CAROLINA:

The NCLCV Plaintiffs, Harper Plaintiffs, and Plaintiff Common Cause (together, “Plaintiffs”), upon good cause shown, move the Court for an extension of time allowed for oral argument.

In support of this motion, Plaintiffs state as followed:

1. These consolidated matters concern several appeals of the trial court’s 23 February 2022 Remedial Order, in which it approved the state legislative maps enacted by the General Assembly in February 2022 but rejected the enacted remedial Congressional Map and ordered an Interim Congressional Map instead, pursuant to N.C. Gen. Stat. § 120-2.4(a1).
2. All Plaintiffs have appealed the trial court’s approval of the state Senate map and Common Cause has also appealed the trial court’s approval of the state House map. Legislative Defendants have appealed the trial court’s rejection of their remedial Congressional Map and order implementing an Interim Congressional Map for the 2022 elections. Legislative Defendants have moved to dismiss their appeal, and that motion remains under consideration with the Court.
3. On 28 July 2022, this Court granted Plaintiff Common Cause’s Motion for Expedited Hearing and Consideration in these consolidated matters and set this matter for oral argument “as soon as practicable after all briefing.”
4. On 13 September 2022, this matter was calendared for oral argument on 4 October 2022. Pursuant to Rule 30(b)(1) of the North Carolina Rules of

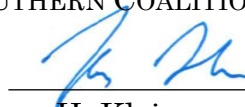
Appellate Procedure, ordinarily a total of thirty minutes is allotted each party, but upon written or oral application of any party, the Court for good cause shown may extend the times limited for argument. On 23 September 2022, the parties filed letters acknowledging the time set for oral argument, and notified the Court that there will be one attorney presenting on behalf of Legislative Defendants and two attorneys presenting on behalf of Plaintiffs.

5. As this Court recognized in its Order granting expedited consideration, this matter concerns issues of great public interest, as well as important issues of constitutional jurisprudence of this State. As set forth above, it also concerns the appeals by four separate parties with respect to three remedial maps. As the briefing indicates, the appeals before the Court implicate issues of unconstitutional partisan gerrymandering as well as other constitutional grounds for challenging the state legislative maps asserted by Common Cause.
6. In light of these considerations, Plaintiffs respectfully request that the Court extend oral argument time by 10 minutes per side to a total of 40 minutes per side: 40 minutes for all Plaintiffs and 40 minutes for all Defendants. This modest extension would ensure advocates have sufficient time to address all of the various issues before the Court on appeal and to address with depth any questions the Court may have.

7. Counsel for Plaintiffs have conferred with counsel for Defendants regarding the requested extension. Legislative Defendants take no position on the requested extension.
8. For these reasons, Plaintiffs respectfully request an extension of time allowed for oral argument to 40 minutes per side.

Respectfully submitted, this the 26th day of September, 2022.

SOUTHERN COALITION FOR SOCIAL JUSTICE

By: 

Hilary H. Klein

N.C. State Bar No. 53711

hilaryhklein@scsj.org

N.C.R. App. P. 33(b) Certification:

I certify that all of the attorneys listed below have authorized me to list their names on this document as if they had personally signed it.

Burton Craige
Narendra K. Ghosh
Paul E. Smith
PATTERSON HARKAVY LLP
100 Europa Dr., Suite 420
Chapel Hill, NC 27517
bcraige@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, D.C. 20002
MElias@elias.law
ABranch@elias.law

Allison J. Riggs
N.C. State Bar No. 40028
allison@southerncoalition.org
Mitchell Brown
N.C. State Bar No. 56122
Mitchellbrown@scsj.org
Katelin Kaiser
N.C. State Bar No. 56799
Katelin@scsj.org
Jeffrey Loperfido
N.C. State Bar No. 52939
jeffloperfido@scsj.org
Noor Taj
N.C. State Bar No. 58508
noor@scsj.org

1415 W. Highway 54, Suite 101
Durham, NC 27707
Telephone: 919-323-3909

LMadduri@elias.law
JShelly@elias.law
GWhite@elias.law

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

Elisabeth S. Theodore
R. Stanton Jones
Samuel F. Callahan
ARNOLD AND PORTER KAYE SCHOLER
LLP
601 Massachusetts Avenue NW
Washington, DC 20001
elisabeth.theodore@arnoldporter.com

*Counsel for Rebecca Harper, et al.
Plaintiffs*

Facsimile: 919-323-3942
HOGAN LOVELLS US LLP

J. Tom Boer*
D.C. Bar No. 469585
CA Bar. No. 199563
tom.boer@hoganlovells.com
Olivia T. Molodanof*
CA Bar No. 328554
olivia.molodanof@hoganlovells.com

3 Embarcadero Center, Suite 1500
San Francisco, California 94111
Telephone: 415-374-2300
Facsimile: 415-374-2499

*Admitted *pro hac vice*

Counsel for Petitioner Common Cause

Sam Hirsch
Jessica Ring Amunson
Kali Bracey
Zachary C. Schuaf
Karthik P. Reddy
Urja Mittal
JENNER & BLOCK LLP
1099 New York Avenue, NW, Suite 900
Washington, D.C. 20001
shirsch@jenner.com
zschauf@jenner.com

Stephen D. Feldman
ROBINSON, BRADSHAW & HINSON, P.A.
434 Fayetteville Street, Suite 1600
Raleigh, NC 27501
sfeldman@robinsonbradshaw.com

Adam K. Doerr
ROBINSON, BRADSHAW & HINSON, P.A.
101 North Tryon Street, Suite 1900
Charlotte, NC 28246
adoerr@robinsonbradshaw.com

Erik R. Zimmerman
ROBINSON, BRADSHAW & HINSON, P.A.
1450 Raleigh Road, Suite 100
Chapel Hill, NC 27517
ezimmerman@robinsonbradshaw.com

*Counsel for North Carolina League of
Conservation Voters, Inc., et al. Plaintiffs*

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed to the electronic-filing site at <https://www.ncappellatecourts.org> and served upon all parties by electronic mail and, if requested, by United States Mail, addressed to the following:

Sam Hirsch
Jessica Ring Amunson
Kali Bracey
Zachary C. Schuaf
Karthik P. Reddy
Urja Mittal
JENNER & BLOCK LLP
1099 New York Avenue, NW, Suite 900
Washington, D.C. 20001
shirsch@jenner.com
zschauf@jenner.com

Stephen D. Feldman
ROBINSON, BRADSHAW & HINSON, P.A.
434 Fayetteville Street, Suite 1600
Raleigh, NC 27501
sfeldman@robinsonbradshaw.com

Adam K. Doerr
ROBINSON, BRADSHAW & HINSON, P.A.
101 North Tryon Street, Suite 1900
Charlotte, NC 28246
adoerr@robinsonbradshaw.com

Erik R. Zimmerman
ROBINSON, BRADSHAW & HINSON, P.A.
1450 Raleigh Road, Suite 100
Chapel Hill, NC 27517
ezimmerman@robinsonbradshaw.com

*Counsel for North Carolina League of
Conservation Voters, Inc., et al.
Plaintiffs*

Burton Craige
Narendra K. Ghosh
Paul E. Smith
PATTERSON HARKAVY LLP
100 Europa Dr., Suite 420
Chapel Hill, NC 27517
bcraige@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, D.C. 20002
MElias@elias.law
ABranch@elias.law
LMadduri@elias.law
JShelly@elias.law
GWhite@elias.law

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

Elisabeth S. Theodore
R. Stanton Jones
Samuel F. Callahan
ARNOLD AND PORTER KAYE SCHOLER
LLP
601 Massachusetts Avenue NW
Washington, DC 20001
elisabeth.theodore@arnoldporter.com

Phillip J. Strach
Thomas A. Farr
Alyssa M. Riggins
NELSON MULLINS RILEY &
SCARBOROUGH LLP
4140 Parklake Avenue, Suite 200
Raleigh, North Carolina 27612
phillip.strach@nelsonmullins.com
tom.farr@nelsonmullins.com
alyssa.riggins@nelsonmullins.com

Mark E. Braden
Katherine McKnight
Richard Raile
BAKER HOSTETLER LLP
1050 Connecticut Ave NW
Suite 1100
Washington, DC 20036
mBraden@bakerlaw.com
kmcknight@bakerlaw.com
rraile@bakerlaw.com

Counsel for Legislative Defendants

This the 26th day of September, 2022.

*Counsel for Rebecca Harper, et al.
Plaintiffs*

Terence Steed
Special Deputy Attorney General
Stephanie A. Brennan
Special Deputy Attorney General
Amar Majmundar
Senior Deputy Attorney General

NC DEPARTMENT OF JUSTICE
P.O. Box 629
Raleigh, NC 27602
tsteed@ncdoj.gov
sbrennan@ncdoj.gov
amajmundar@ncdoj.gov

Counsel for the State Defendants

By: s/ Hilary H. Klein
Hilary H. Klein
Southern Coalition for Social Justice