

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

BOBBY SINGLETON et al.,

Plaintiffs,

v.

Case No.: 2:21-cv-01291-AMM

**JOHN H. MERRILL, in his official
capacity as Alabama Secretary of State,
et al.,**

Three-Judge Court

Defendants.

***SINGLETON* PLAINTIFFS' RESPONSE IN OPPOSITION TO
DEFENDANTS' EMERGENCY MOTION FOR STAY PENDING APPEAL**

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The *Singleton* Plaintiffs oppose Defendants' Emergency Motion for Stay Pending Appeal, stating as follows:

1. In considering whether to stay an injunction pending appeal, courts consider, among other factors, whether issuance of the stay will substantially injure the other parties interested in the proceeding, and where the public interest lies. *See Nken v. Holder*, 556 U.S. 418, 426 (2009).

2. The *Singleton* Plaintiffs, as well as the Alabama voting public, would be substantially injured by the issuance of a stay in the injunction. If the stay is issued, and the 2022 election is conducted with the invalid map, the *Singleton* Plaintiffs and the Alabama voting public stand to suffer denial of their right to full and equal political participation in the 2022 elections. *See Dillard v. Crenshaw Cty.*, 640 F. Supp. 1347, 1363 (M.D. Ala. 1986).

3. As further response, the *Singleton* Plaintiffs adopt and incorporate herein the *Milligan* and *Caster* Plaintiffs' Responses to Defendants' Emergency Motion for Stay Pending Appeal, both filed today.

Dated: January 26, 2022

Respectfully submitted,

/s/ James Uriah Blacksher

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