



previously, such as in Secretary Allen's Motion for Summary Judgment (Doc. 166) and Motion in Limine (Doc. 181), it is plain that the Plaintiffs cannot satisfy the first precondition of *Gingles v. Thornburg*, 478 U.S. 30 (1986) for their claims in Northern Alabama near Huntsville.

### **CONCLUSION**

Pursuant to Rule 52(c), this Court should grant judgment as a matter of law in favor of Secretary Allen establishing that Section 2 of the Voting Rights Act does not create a private right of action and Plaintiffs cannot satisfy *Gingles I*.

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Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

I certify that on December 13, 2024, I electronically filed the foregoing notice with the Clerk of the Court using the CM/ECF system, which will send notice to all counsel of record.

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