

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

COAKLEY PENDERGRASS; TRIANA  
ARNOLD JAMES; ELLIOTT  
HENNINGTON; ROBERT RICHARDS;  
JENS RUECKERT; and OJUAN GLAZE,

Plaintiffs,

v.

BRAD RAFFENSPERGER, in his official  
capacity as the Georgia Secretary of State;  
WILLIAM S. DUFFEY, JR., in his official  
capacity as chair of the State Election  
Board; MATTHEW MASHBURN, in his  
official capacity as a member of the State  
Election Board; SARA TINDALL  
GHAZAL, in her official capacity as a  
member of the State Election Board;  
EDWARD LINDSEY, in his official  
capacity as a member of the State Election  
Board; and JANICE W. JOHNSTON, in  
her official capacity as a member of the  
State Election Board,

Defendants.

CIVIL ACTION FILE  
NO. 1:21-CV-05339-SCJ

**PLAINTIFFS' EXHIBIT LIST**

Pursuant to the Court's coordinated order of July 21, 2023, ECF No. 216, the  
*Pendergrass* Plaintiffs respectfully submit the following list of exhibits in

connection with the trial scheduled to commence on September 5, 2023.<sup>1</sup> Plaintiffs reserve the right to use exhibits listed by any other party to this action, as well as by the plaintiffs in the *Alpha Phi Alpha* or *Grant* cases.<sup>2</sup>

<b>Exhibit No.</b>	<b>Description</b>	<b>Docket No.</b>	<b>Will Use/May Use</b>
1	Expert report of William S. Cooper dated December 5, 2022	ECF Nos. 174-1, 174-2	Will use
2	Expert report of Dr. Maxwell Palmer of Boston University dated December 12, 2022	ECF No. 174-3	Will use
3	Supplemental expert report of Dr. Maxwell Palmer of Boston University dated December 22, 2022	ECF No. 174-4	Will use
4	Expert report of Dr. Orville Vernon Burton of Clemson University, dated December 5, 2022	ECF No. 174-5	Will use
5	Expert report of Dr. Loren Collingwood of the University of New Mexico dated December 12, 2022	ECF No. 174-6	Will use

<sup>1</sup> Plaintiffs provide this enumerated list with the understanding that all testimony and exhibits admitted during the coordinated preliminary injunction hearing will be incorporated in the trial record. *See* Fed. R. Civ. P. 65(a)(2) (“[E]vidence that is received on the motion and that would be admissible at trial becomes part of the trial record and need not be repeated at trial.”); *see also* ECF No. 215 at 88 n. 44 (citing Fed. R. Civ. P. 65(a)(2)).

<sup>2</sup> Exhibits 6–19 and 22–29 may also be used by the *Grant* Plaintiffs.

Exhibit No.	Description	Docket No.	Will Use/May Use
6	U.S. Department of Justice letter from Assistant Attorney General William Bradford Reynolds to Attorney General Michael Bowers, dated February 11, 1982, publicly available at: <a href="https://www.justice.gov/sites/default/files/crt/legacy/2014/05/30/GA-1870.pdf">https://www.justice.gov/sites/default/files/crt/legacy/2014/05/30/GA-1870.pdf</a> .	ECF No. 174-13	May use
7	U.S. Department of Justice letter from Assistant Attorney General John R. Dunne to Senior Assistant Attorney General Mark H. Cohen dated March 20, 1992, publicly available at: <a href="https://www.justice.gov/sites/default/files/crt/legacy/2014/05/30/GA-2360.pdf">https://www.justice.gov/sites/default/files/crt/legacy/2014/05/30/GA-2360.pdf</a>	ECF No. 174-14	May use
8	<i>The Atlanta Journal-Constitution</i> article entitled “Douglas Leader’s Racial Comments Spark Calls That He Resign” dated September 30, 2016, publicly available at: <a href="https://www.ajc.com/news/local/douglas-leader-racial-comments-spark-calls-that-resign/AVjoe8BDCXLsut6OBPjIHI">https://www.ajc.com/news/local/douglas-leader-racial-comments-spark-calls-that-resign/AVjoe8BDCXLsut6OBPjIHI</a>	ECF No. 174-15	May use
9	CNN article entitled “GOP Candidate’s Husband Shares Image Urging Voters to ‘Free the Black Slaves from the Democratic Plantation’” dated May 2, 2017, publicly available at: <a href="https://www.cnn.com/2017/05/02/politics/kfile-karen-handel-husband-tweet/index.html">https://www.cnn.com/2017/05/02/politics/kfile-karen-handel-husband-tweet/index.html</a>	ECF No. 174-16	May use

Exhibit No.	Description	Docket No.	Will Use/May Use
10	Appen Media Group article entitled "Roswell's Wood Says 'Ossoff' Has Off-Puttingly Muslim Ring" dated March 15, 2017, publicly available at: <a href="https://www.appenmedia.com/opinion/columnists/roswell-s-wood-says-ossoff-has-off-puttingly-muslim-ring/article_729681a0-e082-5a2c-a639-9f15369a730a.html">https://www.appenmedia.com/opinion/columnists/roswell-s-wood-says-ossoff-has-off-puttingly-muslim-ring/article_729681a0-e082-5a2c-a639-9f15369a730a.html</a>	ECF No. 174-17	May use
11	<i>The Atlanta Journal-Constitution</i> article entitled "Warring Republicans Try to Unite Against Ossoff in Georgia's Sixth" dated April 15, 2017, publicly available at: <a href="https://www.ajc.com/blog/politics/warring-republicans-try-unite-against-ossoff-georgia-sixth/CJca8W1Alqeob6jvA8gB5H">https://www.ajc.com/blog/politics/warring-republicans-try-unite-against-ossoff-georgia-sixth/CJca8W1Alqeob6jvA8gB5H</a>	ECF No. 174-18	May use
12	<i>The Atlanta Journal-Constitution</i> article entitled "Gwinnett Commissioner Calls John Lewis 'a Racist Pig,' Faces Backlash" dated January 16, 2017, publicly available at: <a href="https://www.ajc.com/news/gwinnett-commissioner-calls-john-lewis-racist-pig-faces-backlash/K2uAUZFikv57szlncpZilO">https://www.ajc.com/news/gwinnett-commissioner-calls-john-lewis-racist-pig-faces-backlash/K2uAUZFikv57szlncpZilO</a>	ECF No. 174-19	May use

Exhibit No.	Description	Docket No.	Will Use/May Use
13	<p><i>The Washington Post</i> article entitled “Racist ‘Magical Negro’ Robo-Call from ‘Oprah’ Targets Stacey Abrams in Georgia Governor’s Race” dated November 5, 2018, publicly available at: <a href="https://www.washingtonpost.com/politics/2018/11/04/racist-magical-negro-robo-call-oprah-targets-stacey-abrams-georgia-governors-race">https://www.washingtonpost.com/politics/2018/11/04/racist-magical-negro-robo-call-oprah-targets-stacey-abrams-georgia-governors-race</a></p>	ECF No. 174-20	May use
14	<p>Slate article entitled “It Was Too Easy for Brian Kemp’s Last-Minute Dog Whistle About Stacey Abrams to Go Viral” dated November 6, 2018, publicly available at: <a href="https://slate.com/technology/2018/11/brian-kemp-stacey-abrams-dog-whistle-black-panthers-facebook.html">https://slate.com/technology/2018/11/brian-kemp-stacey-abrams-dog-whistle-black-panthers-facebook.html</a></p>	ECF No. 174-21	May use
15	<p><i>USA Today</i> article entitled “Georgia Gubernatorial Candidate Brian Kemp Suggests Truck Is for Rounding up ‘Illegals’” dated May 10, 2018, publicly available at: <a href="https://www.usatoday.com/story/news/nation/2018/05/10/brian-kemp-illegals-ad/600212002">https://www.usatoday.com/story/news/nation/2018/05/10/brian-kemp-illegals-ad/600212002</a></p>	ECF No. 174-22	May use

<b>Exhibit No.</b>	<b>Description</b>	<b>Docket No.</b>	<b>Will Use/May Use</b>
16	Salon article entitled “Kelly Loeffler’s New Facebook Ad Darkens Skin of Raphael Warnock, Her Black Opponent” dated January 4, 2021, publicly available at: <a href="https://www.salon.com/2021/01/04/kelly-loefflers-new-facebook-ad-darkens-skin-of-raphael-warnock-her-black-opponent">https://www.salon.com/2021/01/04/kelly-loefflers-new-facebook-ad-darkens-skin-of-raphael-warnock-her-black-opponent</a>	ECF No. 174-23	May use
17	ABC News article entitled “Perdue’s Campaign Deletes Ad That Enlarges Jewish Opponent’s Nose, Insists It Was Accident” dated July 28, 2020, publicly available at: <a href="https://abcnews.go.com/Politics/perdues-campaign-deletes-ad-enlarges-jewish-opponents-nose/story?id=72039950">https://abcnews.go.com/Politics/perdues-campaign-deletes-ad-enlarges-jewish-opponents-nose/story?id=72039950</a>	ECF No. 174-24	May use
18	CNN article entitled “Georgia Republican Senator Willfully Mispronounces Kamala Harris’ Name at Trump Rally” dated October 17, 2020, publicly available at: <a href="https://www.cnn.com/2020/10/16/politics/david-perdue-kamala-harris/index.html">https://www.cnn.com/2020/10/16/politics/david-perdue-kamala-harris/index.html</a>	ECF No. 174-25	May use

<b>Exhibit No.</b>	<b>Description</b>	<b>Docket No.</b>	<b>Will Use/May Use</b>
19	<i>The Atlanta Journal-Constitution</i> article entitled “Crime Fears Emerge in Johns Creek, Sandy Springs Municipal Elections” dated October 26, 2021, publicly available at: <a href="https://www.ajc.com/neighborhoods/north-fulton/crime-fears-emerge-in-johns-creek-sandy-springs-municipal-elections/HAMJ4MEMVVA3BCYC36ZOGR3OKM">https://www.ajc.com/neighborhoods/north-fulton/crime-fears-emerge-in-johns-creek-sandy-springs-municipal-elections/HAMJ4MEMVVA3BCYC36ZOGR3OKM</a>	ECF No. 174-26	May use
20	“H. Res. 72.” The document was published by the Library of Congress, was last accessed on March 18, 2023, and is publicly available at: <a href="https://www.congress.gov/117/bills/hres72/BILLS-117hres72eh.pdf">https://www.congress.gov/117/bills/hres72/BILLS-117hres72eh.pdf</a> .	ECF No. 174-27	May use
21	“H.Res.72 - Removing a Certain Member From Certain Standing Committees of the House of Representatives.” The document was published by the Library of Congress, was last accessed on March 18, 2023, and is publicly available at: <a href="https://www.congress.gov/bill/117th-congress/house-resolution/72">https://www.congress.gov/bill/117th-congress/house-resolution/72</a> .	ECF No. 174-28	May use
22	Georgia Legislative Black Caucus website page entitled “2021-2022 GLBC Members” printed on January 3, 2022, publicly available at: <a href="https://gablackcaucus.org/members">https://gablackcaucus.org/members</a>	ECF No. 34-32	May use

<b>Exhibit No.</b>	<b>Description</b>	<b>Docket No.</b>	<b>Will Use/May Use</b>
23	<i>Governing</i> article entitled “Blacks in State Legislatures: A State-by-State Map” dated January 13, 2021, publicly available at: <a href="https://www.governing.com/now/blacks-in-state-legislatures-a-state-by-state-map.html">https://www.governing.com/now/blacks-in-state-legislatures-a-state-by-state-map.html</a>	ECF No. 34-33	May use
24	National Conference of State Legislatures article entitled “State Legislator Demographics” dated December 1, 2020, publicly available at: <a href="https://www.ncsl.org/research/about-state-legislatures/state-legislator-demographics.aspx">https://www.ncsl.org/research/about-state-legislatures/state-legislator-demographics.aspx</a>	ECF No. 34-34	May use
25	National Governors Association website page entitled “Former Georgia Governors” printed on December 31, 2021, publicly available at: <a href="https://www.nga.org/former-governors/Georgia">https://www.nga.org/former-governors/Georgia</a>	ECF No. 34-35	May use
26	U.S. Senate website page entitled “States in the Senate   Georgia Senators” printed on December 31, 2021, publicly available at: <a href="https://www.senate.gov/states/GA/senators.htm">https://www.senate.gov/states/GA/senators.htm</a>	ECF No. 34-37	May use



Exhibit No.	Description	Docket No.	Will Use/May Use
27	WUGA article entitled “Report Shows Black Georgians Were More Likely to Be Denied Unemployment Benefits” dated November 19, 2021, publicly available at: <a href="https://www.wuga.org/post/report-shows-black-georgians-were-more-likely-be-denied-unemployment-benefits">https://www.wuga.org/post/report-shows-black-georgians-were-more-likely-be-denied-unemployment-benefits</a>	ECF No. 34-38	May use
28	Georgia House of Representatives final report of the House of Representatives Study Committee on Maternal Mortality dated 2019, publicly available at: <a href="https://www.house.ga.gov/Documents/CommitteeDocuments/2019/MaternalMortality/HR_589_Final_Report.pdf">https://www.house.ga.gov/Documents/CommitteeDocuments/2019/MaternalMortality/HR_589_Final_Report.pdf</a>	ECF No. 34-39	May use
29	<i>The Atlanta Journal-Constitution</i> article entitled “Bill in Congress Could Bring Relief to Uninsured Georgians” dated December 1, 2021, publicly available at: <a href="https://www.ajc.com/life/health/bill-in-congress-could-bring-relief-to-uninsured-georgians/BQOWOU7O35FADAXG4LAL57YELQ">https://www.ajc.com/life/health/bill-in-congress-could-bring-relief-to-uninsured-georgians/BQOWOU7O35FADAXG4LAL57YELQ</a>	ECF No. 34-40	May use
30	Declaration of Coakley Pendergrass dated January 3, 2022	ECF Nos. 34-5, 201-1	May use
31	Declaration of Triana Arnold James dated December 16, 2021	ECF Nos. 34-6, 201-2	May use

<b>Exhibit No.</b>	<b>Description</b>	<b>Docket No.</b>	<b>Will Use/May Use</b>
32	Declaration of Elliott Hennington dated December 21, 2021	ECF Nos. 34-7, 201-3	May use
33	Declaration of Robert Richards dated December 16, 2021	ECF Nos. 34-8, 201-4	May use
34	Declaration of Jens Rueckert dated December 20, 2021	ECF Nos. 34-9, 201-5	May use
35	Declaration of Ojuan Glaze dated December 29, 2021	ECF Nos. 34-10, 201-6	May use

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Dated: July 31, 2023

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**CERTIFICATE OF COMPLIANCE**

I hereby certify that the foregoing **PLAINTIFFS' EXHIBIT LIST** has been prepared in accordance with the font type and margin requirements of LR 5.1, N.D. Ga., using font type of Times New Roman and a point size of 14.

Dated: July 31, 2023

**Adam M. Sparks**  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have on this date caused to be electronically filed a copy of the foregoing **PLAINTIFFS' EXHIBIT LIST** with the Clerk of Court using the CM/ECF system, which will automatically send e-mail notification of such filing to counsel of record.

Dated: July 31, 2023

**Adam M. Sparks**  
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