UNITED STATES COURT OF APPEALS
FOR THE ELEVENTH CIRCUIT

ELBERT PARR TUTTLE COURT OF APPEALS BUILDING
56 Forsyth Street, N.W.
Atlanta, Georgia 30303

David J. Smith
Clerk of Court

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July 15, 2026

MEMORANDUM TO COUNSEL OR PARTIES

Appeal Number: 25-13253-W ; 25-13254 -W
Case Style: Cara McClure, et al v. Jefferson County Commission
District Court Docket No: 2:23-cv-00443-MHH

Counsel for the parties in these consolidated appeals should be prepared to address the following issue at oral argument on Tuesday, July 21, 2026:

To establish standing, a plaintiff must prove that he suffered "an injury in fact" that was "caused by the defendant" and would "likely be redressed by judicial relief." *TransUnion LLC v. Ramirez*, 141 S. Ct. 2190, 2203 (2021). A plaintiff fails to establish redressability when his ability to obtain relief depends on the actions of "nonparties who would not be bound by the judgment." *Haaland v. Brackeen*, 143 S. Ct. 1609, 1639 (2023); *Jacobson v. Fla. Sec'y of State*, 974 F.3d 1236, 1254 (11th Cir. 2020). In Jefferson County, the probate judge, circuit clerk, and sheriff are responsible for administering elections. *See* ALA. CODE §§ 17-1-3(b), 17-11-2, 17-9-1. Please be prepared to address whether the district court lacked jurisdiction to "enjoin[] the Commission . . . from using the 2021 plan in Jefferson County Commission elections" in the light of the Commission's lack of authority over the administration of elections. *McClure v. Jefferson Cnty. Comm'n*, 800 F. Supp. 3d 1209, 1284 (N.D. Ala. 2025).

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