IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

NORTH CAROLINA A. PHILIP)
RANDOLPH INSTITUTE and)
ACTION NC,)
)
Plaintiffs,)
)
V.)
)
THE NORTH CAROLINA STATE)
BOARD OF ELECTIONS; DAMON)
CIRCOSTA, in his official capacity as)
CHAIR OF THE STATE BOARD OF)
ELECTIONS; STELLA ANDERSON,) 1:200V876) 1:200V876) 000000000000000000000000000000000000
in her official capacity as SECRETARY) 1:20CV876
OF THE STATE BOARD OF	
ELECTIONS; JEFF CARMON, III, in	
his official capacity as MEMBER OF	
THE STATE BOARD OF)
ELECTIONS; KAREN BRINSON	
BELL, in her official capacity as	D.C.
EXECUTIVE DIRECTOR OF THE)
STATE BOARD OF ELECTIONS; and)
JOSH STEIN, in his official capacity as)
ATTORNEY GENERAL OF THE)
STATE OF NORTH CAROLINA,)
-)
Defendants.)

ORDER

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on November 4, 2020, was served on the parties in this action. Plaintiffs objected to the Recommendation and Defendants filed a response thereto. (*See* ECF Nos. 27, 28.) The court has appropriately reviewed the portions of the Magistrate Judge's report to which objection was made and has made a de novo determination which is in accord with the Magistrate Judge's report. The court therefore adopts the Magistrate Judge's recommendation.¹

IT IS THEREFORE ORDERED that Plaintiffs' Motion for Preliminary Injunction, (ECF No. 2), is DENIED and that North Carolina Attorney General Josh Stein is DISMISSED from this action.

This, the 15th day of January 2021.

/s/ Loretta C. Biggs	
United States District Judge	
REFREVED FROM DEMOCRACYDOU	
SEMOCH	
FROM	
T RIEVEL	
AL.	

¹ The Court notes that Plaintiffs filed a Motion to Amend their original Complaint after the Recommendation was entered. (*See* Docket Entry 29.) In pertinent part, the proposed amended Complaint expands its description of the statutory duties of the Attorney General (*see* Am. Compl. ¶ 21, Docket Entry 29-2). However, such duties were considered in the Recommendation; thus, the proposed amended pleading does not alter the Court's conclusion that the Attorney General should be dismissed for lack of standing.