

UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF LOUISIANA

LOUISIANA STATE CONFERENCE  
OF THE NATIONAL ASSOCIATION  
FOR THE ADVANCEMENT OF  
COLORED PEOPLE, *et al.*,

Plaintiffs,

v.

STATE OF LOUISIANA, *et al.*,

Defendants.

Case No. 3:19-cv-00479-JWD-SDJ  
**PRESENTED UNDER SEAL**

**PLAINTIFFS' PETITION TO LIFT CONSENT MOTION TO STAY**

Plaintiffs, Louisiana State Conference of the National Association for the Advancement of Colored People, Anthony Allen, and Stephanie Anthony, respectfully requests that the Court's July 19, 2022, order staying and administratively closing the case be lifted, based on the following:

1. Plaintiffs filed the underlying complaint for declaratory and injunctive relief on July 23, 2019, Dkt. No. 1.
2. On May 4, 2022, the Court, at Plaintiffs' and Defendants' request, entered an order staying the elections of the Louisiana Supreme Court. Dkt. No. 101.
3. On July 11, 2022, the Court granted the Intervenors' motion to intervene into the case for the limited purpose of lifting the stay of the 2022 Louisiana Supreme Court election for District Six. Dkt. No. 129.
4. The stay for the Supreme Court District Six election was lifted on July 13, 2022. Dkt. No. 135.

5. In an effort to allow the Parties to focus on resolving the matter without unnecessary expenditure of judicial resources, Plaintiffs and Defendants requested to stay and administratively close the case. Dkt. No. 136.

6. The Court granted the stay and administratively closed the case on July 19, 2022. Dkt. No. 137.

7. The Parties have since engaged in numerous informal discussions and repeatedly appeared before Magistrate Judge Johnson in an effort to negotiate a resolution of the litigation. The Parties, however, agree that they have reached an impasse.

8. On June 30, 2023, Plaintiffs contacted the Parties to seek their agreement to file this motion jointly, but have not received a response from any of the Defendants or the Intervenor. In an effort to expeditiously bring this issue before the Court, Plaintiffs, therefore, move to re-open the matter and proceed with the litigation.

9. In accordance with this Court's request to propose a discovery plan (*see* Dkt. No. 165), Plaintiffs propose the following deadlines, which have been shared with the Parties:

- a. Fact discovery deadline (excluding experts): November 10, 2023
- b. Expert deadlines (disclosure of identities, resumes, and exchange of reports):
  - i. Plaintiffs' experts: December 11, 2023
  - ii. Defendants' experts: January 25, 2024
  - iii. Rebuttal experts: March 11, 2024
- c. Completion of discovery from experts: April 10, 2024
- d. Dispositive & Daubert motions: May 10, 2024

Based on the foregoing, Plaintiffs respectfully request that the Court lift the

stay and re-open the case.

Dated: July 26, 2023.

RESPECTFULLY SUBMITTED,

/s/ Meryl Macklin

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**CERTIFICATE OF SERVICE**

I CERTIFY I have served the foregoing was filed electronically and served on counsel for the parties by electronic notification by CM/ECF on July 26, 2023.

/s/ Meryl Macklin

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