

STATE OF NORTH CAROLINA  
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
NO. 24CV026820-910

NORTH CAROLINA REPUBLICAN  
PARTY and REPUBLICAN NATIONAL  
COMMITTEE,

Plaintiffs,

v.

NORTH CAROLINA STATE BOARD OF  
ELECTIONS, et al.,

Defendants,

and

NORTH CAROLINA ASIAN AMERICANS  
TOGETHER, et al.,

Intervenor-Defendants.

**MOTION FOR ENTRY OF CONSENT  
JUDGMENT**

Pursuant to N.C. R. Civ. P. 58, Plaintiffs move the Court to enter a proposed Consent Judgment and Dismissal (the “Consent Judgment”). (A copy of the proposed Consent Judgment is attached to this motion.) In support of this motion, Plaintiffs respectfully show the Court that Plaintiffs and Defendants have agreed to the proposed Consent Judgment’s entry. Intervenor-Defendants have not consented to the proposed Consent Judgment’s entry, as further described in the Plaintiffs’ Memorandum of Law submitted in support of this motion. Plaintiffs further show the Court that the proposed Consent Judgment is fair, does not contradict statutory, judicial, or public policy, and will end this litigation.

WHEREFORE, Plaintiffs respectfully request that the Court enter the proposed Consent Judgment and Dismissal in this action.

This the 6th day of April, 2026.

**BAKER, DONELSON, BEARMAN,  
CALDWELL & BERKOWITZ, PC**

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*Attorneys for Plaintiffs North Carolina Republican  
Party and the Republican National Committee*

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing document was served upon the persons indicated below via electronic mail and through filing via the Court's electronic filing system, addressed as follows:

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*Counsel for Intervenor-Defendants*

Submitted this the 6th day of April 2026.

**BAKER, DONELSON, BEARMAN,  
CALDWELL & BERKOWITZ, PC**

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*Attorneys for Plaintiffs North Carolina Republican  
Party and the Republican National Committee*

STATE OF NORTH CAROLINA

WAKE COUNTY

NORTH CAROLINA REPUBLICAN  
PARTY and REPUBLICAN NATIONAL  
COMMITTEE,

Plaintiffs,

v.

NORTH CAROLINA STATE BOARD OF  
ELECTIONS; ALAN HIRSCH, in his official  
capacity as Chair of the North Carolina State  
Board of Elections; JEFF CARMON III, in his  
official capacity as Secretary of the North  
Carolina State Board of Elections; STACY  
EGGERS IV, in his official capacity as Member  
of the North Carolina State Board of Elections;  
KEVIN N. LEWIS, in his official capacity as  
Member of the North Carolina State Board of  
Elections; SIOBHAN O'DUFFY MILLEN, in  
her official capacity as Member of the North  
Carolina State Board of Elections; and KAREN  
BRINSON BELL, in her official capacity as  
Executive Director of the North Carolina State  
Board of Elections,

Defendants,

NORTH CAROLINA ASIAN AMERICANS  
TOGETHER, and EL PUEBLO,

Intervenors.

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION  
NO. 24CV026820-910

**CONSENT JUDGMENT AND  
DISMISSAL**

This Consent Judgment and Dismissal pursuant to Rule 41(a)(2) of the North Carolina Rules of Civil Procedure is entered by the undersigned, with the consent of Plaintiffs North Carolina Republican Party (“NCGOP”) and the Republican National Committee (“RNC”) (collectively, “Plaintiffs”) and Defendants North Carolina State Board of Elections (“State Board”), Francis X. De Luca, Jeff Carmon III, Stacy Eggers IV, Siobhan O’Duffy Millen, Robert

Rucho, and Sam Hayes<sup>1</sup> (collectively, the “State Board Defendants”), all by and through the undersigned counsel.

**THE PARTIES STIPULATE AND AGREE THAT:**

1. Defendant State Board has and will continue to comply with its statutory obligations under N.C. Gen. Stat. § 163-82.14(c1) to perform list-maintenance efforts regarding those persons who have self-identified in response to a jury summons that they are not United States citizens (“Self-Identified Non-Citizens”);
2. The State Board has provided the following schedule of when it anticipates receiving the information required under N.C. Gen. Stat. § 9-6.2 from clerks of superior court for use in its list-maintenance efforts:

<b>Date Clerks Must Transmit List to State Board</b>	<b>Suggested Reporting Period</b>
8/5/24	7/1/24 – 7/31/24
12/6/24	8/1/24 – 10/31/24
7/11/25	11/1/24 – 5/31/25
4/2/26	6/1/25 – 2/28/26
12/4/26	3/1/26 – 10/31/26
7/9/27	11/1/26 – 5/31/27
4/7/28	6/1/27 – 2/28/28
12/1/28	3/1/28 – 10/31/28

3. The State Board has and will continue to, in accordance with N.C. Gen. Stat. § 163-82.14(c1), take the following list-maintenance actions within 30 days of receipt of the communication by clerks of superior courts required by N.C. Gen. Stat. § 9-6.2, unless there is a change to the standard election schedule, such as a second federal primary, that

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<sup>1</sup> Pursuant to Rule 25(f)(1), the official capacity parties are automatically substituted.

would preclude list maintenance within those 30 days pursuant to N.C. Gen. Stat. § 163-82.14 and 52 U.S.C. § 20507:

- a. Review the voter-registration and citizenship status of each person identified;
- b. Distribute to each county board of elections a report of the persons identified who are registered to vote in that county, including information provided under N.C. Gen. Stat. § 9-6.2, the voter registration number of the person, and the result of the NCSBE's review of the person's voter registration and citizenship status; and
- c. Furnish to the State Bureau of Investigation and the district attorney a copy of its investigation for prosecution if the prospective juror voted prior to becoming a U.S. citizen.

**NOW, THEREFORE WITH THE CONSENT OF PLAINTIFFS AND THE STATE BOARD DEFENDANTS, IT IS ORDERED, ADJUDGED, AND DECREED** as follows:

1. The State Board agrees that, pursuant to N.C. Gen. Stat. § 9-6.2 and § 163-82.14(c1)(3) and subject to N.C. Gen. Stat. § 163-82.10(a1), the list of persons requesting to be disqualified from jury duty based on the fact they are not United States citizens shall be a public record and subject to disclosure in response to a request pursuant to the N.C. Public Records Act (N.C. Gen. Stat. § 132-1, et seq.), unless additional information or supporting documents provided and contained within that list is confidential or otherwise not a public record under state or federal law.
2. The State Board further agrees that it will make the list of persons requesting to be disqualified from jury duty based on the fact they are not United States citizens, provided to the State Board by the clerks of superior court, publicly available on the State Board's FTP website, with appropriate redactions to comply with state and federal law.

3. This lawsuit be dismissed without prejudice pursuant to Rule 41(a)(2) of the North Carolina Rules of Civil Procedure.
4. The parties will bear their own costs and attorneys' fees incurred in this action.

**SO ORDERED**, this \_\_\_ day of \_\_\_\_\_, 2026.

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Superior Court Judge Presiding

*[Signatures indicating consent on following page]*

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Consented to by:

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