

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

PEOPLE FIRST OF ALABAMA, et  
al.,

Plaintiffs,

v.

JOHN MERRILL, et al.

Defendants.

Case No.: 2:20-cv-00619-AKK

***PRO TANTO* MOTION TO DISMISS ALL CLAIMS AGAINST  
DEFENDANTS MYRICK, THOMAS, AND KING AND TO RETAIN  
JURISDICTION TO ENFORCE THE SETTLEMENT**

Plaintiffs People First of Alabama, Eric Peebles, Howard Porter, Jr., Annie Carolyn Thompson, Greater Birmingham Ministries, the Alabama State Conference of the NAACP, Black Voters Matter Capacity Building Institute, Teresa Bettis, and Sheryl Threadgill-Matthews (collectively, “Plaintiffs”), and Defendants LaShandra Myrick, Ruby Thomas, and Johnnie Mae King, in their official capacities as Probate Judge, Circuit Clerk, and Absentee Election Manager, respectively, for Lowndes County, Alabama (collectively, with Plaintiffs, the “Parties”), hereby move the Court to dismiss all claims against Defendants Myrick, Thomas, and King, with prejudice, with costs and fees taxed as paid, and retain jurisdiction to enforce a settlement on the following terms.

The Parties state that following initiation of this litigation, Plaintiffs have discussed local voting practices with Defendants Myrick, Thomas, and King and reached a settlement agreement under which Plaintiffs are to dismiss all claims against Defendants Myrick, Thomas, and King pursuant to terms set out in the settlement agreement, subject to this Court to retaining jurisdiction to enforce the terms of the settlement agreement.

WHEREFORE, these Parties move the Court to dismiss all claims against Defendants Myrick, Thomas, and King, with prejudice, and with costs and fees taxed as paid, and for this Court to retain jurisdiction to enforce their settlement agreement.

DATED September 22, 2020.

/s/Deuel Ross

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Respectfully submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify that on September 22, 2020 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such to counsel of record.

/s/ Deuel Ross  
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