

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

TIMOTHY K. MOORE, et al.,)
)
 Plaintiffs,)
)
 v.) 1:20CV911
)
DAMON CIRCOSTA, et al.,)
)
 Defendants,)
)
 and)
)
NORTH CAROLINA ALLIANCE FOR)
RETIREMENT AMERICANS, et al.,)
)
 Defendant-Intervenors.)

PATSY J. WISE, et al.,)
)
 Plaintiffs,)
)
 v.) 1:20CV912
)
THE NORTH CAROLINA STATE)
BOARD OF ELECTIONS, et al.,)
)
 Defendants,)
)
 and)
)
NORTH CAROLINA ALLIANCE FOR)
RETIREMENT AMERICANS, et al.,)
)
 Defendant-Intervenors.)

ORDER

Before the court is Plaintiffs' motion to stay pending review in the United States Court of Appeals for the Fourth Circuit. (1:20CV911 (Doc. 75); 1:20CV912 (Doc. 57).) The applicable standards for an injunction or stay pending appeal are similar. See, e.g., Di Biase v. SPX Corp., 872 F.3d 224, 230 (4th Cir. 2017); Nken v. Holder, 556 U.S. 418, 434 (2009).

After careful consideration of the relevant factors, this court finds a stay of this court's order in part, and to allow the previously entered Temporary Restraining Order to remain in effect until October 16, 2020, at 11:59 p.m., is appropriate. This court held a telephone conference with the parties on October 15, 2020, at 5:00 p.m., and neither Defendants nor the Alliance Intervenors object to this short stay pending a motion for emergency relief in the Fourth Circuit.

In view of the foregoing,

IT IS ORDERED that this court's order, (1:20CV911 (Doc. 74); 1:20CV912 (Doc. 56)), is hereby **STAYED** until Friday, October 16, 2020, at 11:59 p.m.

IT IS FURTHER ORDERED that the Temporary Restraining Order, (1:20CV911 (Doc. 47); 1:20CV912 (Doc. 25)), shall remain in full force and effect until Friday, October 16, 2020, at 11:59 p.m.

This the 15th day of October, 2020.

William L. Ostun, Jr.
United States District Judge