

FILED

DATE: February 11, 2025

TIME: 02/11/2025 2:18:28 PM

WAKE COUNTY

SUPERIOR COURT JUDGES OFFICE

STATE OF NORTH CAROLINA BY: S. Smallwood IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
COUNTY OF WAKE 23CV029308-910

JOSHUA H. STEIN, in his official capacity as GOVERNOR OF THE STATE OF NORTH CAROLINA,

Plaintiff,

vs.

DESTIN C. HALL, in his official capacity as SPEAKER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES; and PHILIP E. BERGER, in his official capacity as PRESIDENT PRO TEMPORE OF THE NORTH CAROLINA SENATE,

Defendants.

AMENDED CONSENT ORDER

These matters are before the undersigned pursuant to the parties' joint motion for an order vacating this Court's 11 March 2024 final judgment; to permit supplemental amendment of Plaintiff's complaint as requested in the Governor's 23 December 2024 motion, and to establish a briefing schedule for dispositive motions on Plaintiff's supplemental complaint challenging the aspects of 2024 Session Law 57 related to the State Board of Elections. This Order follows a hearing on 10 February 2025, at which counsel for all parties appeared.

Having reviewed the motion, the authorities cited therein, and with the understanding that parties are jointly requesting this relief, this Court hereby GRANTS the Motion and by consent order determines and decrees as follows:

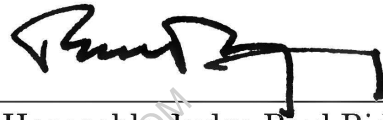
1. This Court's 11 March 2024 opinion, as well as its 20 November 2023 order on preliminary injunction, are hereby vacated and are of no effect;
2. Plaintiff's motion to supplement the complaint is allowed and Exhibit 1 to the 23 December 2024 Motion to Supplement is ordered to be filed with the exception that the Governor, in his official capacity, be noted as Joshua H. Stein and the Speaker of the North Carolina House of Representatives, in his official capacity, be noted as Destin C. Hall, pursuant to Rule 25(f) of the North Carolina Rules of Civil Procedure;
3. The Clerk's Office of the Wake County Superior Court shall update the docket of this action to reflect the substituted Plaintiff and Defendant as noted;
4. Count 1 of the Complaint as supplemented is moot, but Defendants should file a response to the Supplemental Complaint within 14 days of a file-stamped copy being served on them;
5. If the parties intend to file dispositive motions, then those motions (if not already filed in response to the supplemental complaint) and corresponding briefs in support are due on 24 February 2025 and any responses are due 17 March 2025, with a hearing on the motions scheduled at or after 24 March 2025 before a three-judge panel;
6. The Court determines that pursuant to N.C. Gen. Stat. § 1-267.1, this matter shall be heard by a three-judge panel. The parties all consent to

the three-judge panel previously appointed in this matter on 14 November 2023 continuing to preside; and

7. All aspects of case management orders previously entered remain in effect unless amended herein.

SO ORDERED.

This the 10th day of February, 2025.
2/10/2025 5:52:25 PM



The Honorable Judge Paul Ridgeway
Senior Resident Superior Court Judge

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