STATE OF NORTH CAROLINAL ED IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION

COUNTY OF WAKE

2017 JUN 15 AM II: 33

17 CVS 5084

WAKE COUNTY, C.S.C.

ROY A. COOPER, III, in his official capacity as GOVERNOR OF THE STATE OF NORTH CAROLINA,

Plaintiff,

VS.

ORDER

PHILIP E. BERGER, in his official capacity as PRESIDENT PRO TEMPORE OF THE NORTH CAROLINA SENATE; TIMOTHY K. MOORE, in his official capacity as SPEAKER OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES; and THE STATE OF NORTH CAROLINA.

Defendants.

THIS MATTER came before the undersigned duly-appointed three-judge panel on Plaintiff's Motion for Stay Pending Appeal and Request for Expedited Determination. Defendants Philip E. Berger, in his official capacity as President Pro Tempore of the North Carolina Senate, and Timothy K. Moore, in his official capacity as Speaker of the North Carolina House of Representatives ("Defendants") have responded. The Parties have agreed that this Court can determine this Motion without oral argument or additional briefing; therefore, the matter is ripe for consideration. Having reviewed the Motion, the Response, and other matters of record, this Court hereby denies Plaintiff's Motion.

IT IS HEREBY ORDERED, ADJUDGED, and DECREED that Plaintiff's Motion for Stay Pending Appeal is DENIED.

SO ORDERED, this the 15 day of June, 2017.

The Honorable Jesse B. Caldwell, III

SO ORDERED, this the 15th day of June, 2017.

The Honorable L. Todd Burke

SO ORDERED, this the 15th day of June, 2017.

The Honorable Jeffery B. Foster

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing document was served on all parties by serving counsel as indicated below by U.S. Mail, postage prepaid, addressed as follows, with a courtesy copy sent via email:

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This the 15th day of June, 2017.

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