

STATE OF NORTH CAROLINA
COUNTY OF WAKE

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
20 CVS 500171

CRYSTAL WALDRON,
and CLUB 519,

Plaintiffs,

v.

GOVERNOR ROY A. COOPER, III, in
his official capacity as Governor of the
State of North Carolina; and THE
STATE OF NORTH CAROLINA

Defendants.

**MOTION TO TRANSFER
[N.C.R.C.P. 7]**

Plaintiffs, by and through counsel, respectfully move the Court for an Order pursuant to Rule 7 of the North Carolina Rules of Civil Procedure to transfer this case to the Chief Justice of the North Carolina Supreme Court pursuant to N.C. Gen. Stat. § 1-267.1(b2), so that the Chief Justice may appoint a three-judge panel for the resolution of Plaintiffs facial challenge to the Emergency Management Act. In further support, Plaintiffs show the following:

1. Plaintiffs' Amended Complaint presents a facial challenge to the validity of the Emergency Management Act as its sole cause of action;
2. This motion is made in the good faith belief that it may be properly granted and that she intends no amendment which would affect propriety of transfer.

Respectfully submitted this 5th day of March 2021.

/s/ Jessica L. Thompson
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**Pro hac vice applications pending*

Attorneys for Plaintiffs