

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
Case No. 1:22-CV-568

JULIETTE GRIMMETT, RALSTON LAPP)
GUINN MEDIA GROUP,)
JOSH STEIN FOR ATTORNEY GENERAL)
CAMPAIGN, JOSH STEIN,)
SETH DEARMIN, and ERIC STERN)

Plaintiffs,)

v.)

N. LORRIN FREEMAN in her official)
capacity as District Attorney for the)
10th Prosecutorial District)
of the State of North Carolina,)

Defendant.)

**PLAINTIFFS' WITHDRAWAL
OF MOTION FOR
SUMMARY JUDGMENT**

Plaintiffs Juliette Grimmnett, Ralston Lapp Guinn Media Group, the Josh Stein for Attorney General Campaign, Josh Stein, Seth Dearmin, and Eric Stern, by and through their undersigned counsel, hereby withdraw their Motion for Summary Judgment in light of Defendants' sworn statement that she has closed her investigation into Plaintiffs and has no intention of seeking to enforce N.C. Gen. Stat. § 163-274(a)(9) against Plaintiffs (Doc. # 58-1), her judicial admission that the statute of limitations against Plaintiffs has run and N.C. Gen. Stat. § 163-274(a)(9) can no longer be enforced against Plaintiffs (*id.*), and the ruling of the United States Court of Appeals for the Fourth Circuit that N.C. Gen. Stat. § 163-274(a)(9) is "likely unconstitutional" because it violates the First Amendment of the United States Constitution. *Grimmett v. Freeman*, No. 22-1844, slip op. (4th Cir. Feb. 8, 2023) (Doc. # 52), at 6.

This the 11th day of April, 2023.

By: /s/ Pressly M. Millen
Pressly M. Millen
State Bar No. 16178
Raymond M. Bennett
State Bar No. 36341

OF COUNSEL:

WOMBLE BOND DICKINSON (US) LLP
555 Fayetteville Street, Suite 1100
Raleigh, North Carolina 27601
(919) 755-2100

Attorneys for Plaintiffs
Juliette Grimmatt, Ralston Lapp Guinn Media Group,
the Josh Stein for Attorney General Campaign, Josh Stein,
Seth Dearmin, and Eric Stern