

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
EASTERN DIVISION**

RODNEY D. PIERCE and MOSES  
MATTHEWS,

Plaintiffs,

v.

THE NORTH CAROLINA STATE BOARD  
OF ELECTIONS, ALAN HIRSCH, in his  
official capacity as Chair of the North Carolina  
State Board of Elections, JEFF CARMON III  
in his official capacity as Secretary of the  
North Carolina State Board of Elections,  
STACY “FOUR” EGGERS IV in his official  
capacity as a member of the North Carolina  
State Board of Elections, KEVIN N. LEWIS in  
his official capacity as a member of the North  
Carolina State Board of Elections, SIOBHAN  
O’DUFFY MILLEN in her official capacity as  
a member of the North Carolina State Board of  
Elections, PHILIP E. BERGER in his official  
capacity as President Pro Tem of the North  
Carolina Senate, and TIMOTHY K. MOORE  
in his official capacity as Speaker of the North  
Carolina House of Representatives,

Defendants.

No. 4:23-cv-193

**GOVERNOR ROY A. COOPER, III AND ATTORNEY GENERAL JOSHUA H. STEIN’S  
MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF IN SUPPORT OF  
PLAINTIFFS’ MOTION FOR PRELIMINARY INJUNCTION**

North Carolina Governor Roy A. Cooper, III and Attorney General Joshua H. Stein respectfully move the Court for leave to file the accompanying proposed amicus curiae brief in support of Plaintiffs’ motion for a preliminary injunction.

A proposed amicus curiae brief is attached to this motion as Exhibit A. Pursuant to Local Rule 7.1(e), this motion is supported by an accompanying memorandum. As shown in the supporting memorandum, the Governor and Attorney General have a special interest in this matter as elected statewide officials with duties to the people of North Carolina as a whole. Additionally, their amicus brief provides value to the Court by providing additional legal support and analysis in support of Plaintiffs' motion.

Proposed amici have consulted counsel for the parties in regard to this motion. Plaintiffs and the State Board defendants consent to the motion. The Legislative Defendants have authorized the undersigned to represent their position as follows: "Legislative Defendants do not consent to the Governor and the Attorney General filing an amicus brief, but do not intend to file a response in opposition to the motion."

Dated: December 12, 2023

Respectfully submitted,

JOSHUA H. STEIN  
Attorney General

/s/ Ryan Y. Park  
Ryan Y. Park  
Solicitor General  
N.C. State Bar No. 52521

*Counsel for Proposed Amici Curiae*

N.C. Department of Justice  
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## CERTIFICATE OF SERVICE

I certify that on this 12th day of December, 2023, I filed the foregoing motion with the Clerk of Court using the CM/ECF system, which will automatically serve electronic copies on all counsel of record.

/s/ Ryan Y. Park  
Ryan Y. Park