

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
No. 1:23-cv-00423-WO-JLW

TIMIA CHAPLIN; KEVIN SPRUILL;)
ROTESHA MCNEIL; QIANA ROBERTSON;)
YOUSEF JALLAL; MESSIEJAH BRADLEY;)
PAULINO CASTELLANOS; ROBERT LEWIS;)
AND ALLEN SIFFORD, on behalf of)
themselves and all others similarly situated,)

Plaintiffs,)

v.)

WILLIE R. ROWE, in his official capacity as the)
Sheriff of Wake County; BRIAN ESTES, in his)
official capacity as the Sheriff of Lee County;)
THE OHIO CASUALTY INSURANCE)
COMPANY, as the surety for the Sheriff of)
Wake County and as surety for the Sheriff of Lee)
County; TYLER TECHNOLOGIES, INC.;)
NORTH CAROLINA ADMINISTRATIVE)
OFFICE OF THE COURTS; RYAN BOYCE, in)
his official capacity as the Executive Director of)
the North Carolina Administrative Office of the)
Courts; BRAD FOWLER, in his official capacity)
as the eCourts Executive Sponsor and Chief)
Business Officer of the North Carolina)
Administrative Office of the Courts; BLAIR)
WILLIAMS, in his official capacity as the Wake)
County Clerk of Superior Court; SUSIE K.)
THOMAS, in her official capacity as the Lee)
County Clerk of Superior Court; JOHN DOE)
SURETY, as the surety for the Wake County)
Clerk of Superior Court and the Lee County)
Clerk of Superior Court; and DOES 1)
THROUGH 20, INCLUSIVE,)

Defendants.)

**RESPONSE IN
OPPOSITION TO
PLAINTIFFS' MOTION
FOR CLASS
CERTIFICATION OF
DEFENDANT BRIAN
ESTES,
IN HIS OFFICIAL
CAPACITY AS SHERIFF
OF LEE COUNTY**

NOW COMES the Defendant Brian Estes, in his official capacity as Sheriff of Lee County, and files this response in opposition to Plaintiffs' Motion for Class Certification.

Defendant Estes opposes Plaintiffs' Motion for Class Certification (Doc. 53).

Defendant Estes incorporates by reference the arguments in the briefs and responses opposing Plaintiffs' Motion for Class Certification that have been filed, or will be filed, by the other defendants in this lawsuit.

WHEREFORE, Defendant Estes respectfully submits that his motion to dismiss should be granted, and that Plaintiffs' Motion for Class Certification should be denied.

Respectfully submitted, this the 5th day of January, 2024.

/s/ James R. Morgan, Jr.
James R. Morgan, Jr.
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Attorney for Defendant Brian Estes

CERTIFICATE OF SERVICE

I hereby certify that on January 5, 2023, I electronically filed the foregoing **RESPONSE IN OPPOSITION TO PLAINTIFFS' MOTION FOR CLASS CERTIFICATION OF DEFENDANT BRIAN ESTES, IN HIS OFFICIAL CAPACITY AS SHERIFF OF LEE COUNTY** with the Clerk of Court using the CM/ECF system, which will send notification of the filing to all Counsel of record.

/s/ James R. Morgan, Jr. _____

James R. Morgan, Jr.

N.C. State Bar No. 12496

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