

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA**

PRESS ROBINSON, EDGAR CAGE,
DOROTHY NAIRNE, EDWIN RENE
SOULE, ALICE WASHINGTON, CLEE
EARNEST LOWE, DAVANTE LEWIS,
MARTHA DAVIS, AMBROSE SIMS,
NATIONAL ASSOCIATION FOR THE
ADVANCEMENT OF COLORED PEOPLE
("NAACP") LOUISIANA STATE
CONFERENCE, AND POWER COALITION
FOR EQUITY AND JUSTICE,

Plaintiffs,

v.

KYLE ARDOIN, in his official capacity as
Secretary of State for Louisiana.

Defendant.

Civil Action No. 3:22-cv-00211-SDD-RLB

EDWARD GALMON, SR., CIARA HART,
NORRIS HENDERSON, TRAMELLE
HOWARD,

Plaintiffs,

v.

KYLE ARDOIN, in his official capacity as
Secretary of State for Louisiana.

Defendant.

Civil Action No. 3:22-cv-00214-SDD-RLB

ROBINSON AND GALMON PLAINTIFFS' PROPOSED PREHEARING SCHEDULE

On July 17, 2023, the Court set a hearing on a remedy under the preliminary injunction entered on June 6, 2022, and ordered that the parties meet and confer and submit a proposed prehearing scheduling order. Between July 19 and 21, 2023, the parties exchanged initial proposed schedules, met-and-conferred, and exchanged revised proposals. The parties have not been able to reach consensus on the case schedule. The Plaintiffs propose the following schedule for prehearing discovery, briefing, and exchange of witness and exhibit lists.

Event	Plaintiffs' Proposed Deadline	Time from Order Setting Hearing Dates
Submission of proposed plans and expert reports in support	8/11/2023	25 days
Exchange of fact and expert witness disclosures	8/11/2023	25 days
Submission of responsive expert reports	9/5/2023	50 days
Exchange of supplemental witness disclosures	9/8/2023	53 days
Deadline for fact and expert depositions	9/19/2023	64 days
Prehearing briefs	9/26/2023	71 days
Final witness and exhibits lists	9/29/2023	74 days
Remedial hearing	10/3/2023- 10/5/2023	78 days

Plaintiffs' proposed schedule allows for any party, including the Defendant or Defendant-Intervenors, to submit a new or amended map along with supporting expert evidence. Consistent with the Court's 2022 remedial orders, the *Robinson* and *Galmon* Plaintiffs intend to jointly submit at most one map. Providing Plaintiffs the opportunity to propose a new map will provide for a more robust remedial process by allowing Plaintiffs to incorporate new election data and

accommodate concerns raised by Defendants in opposition to the initial remedial map Plaintiffs proposed in 2022. Plaintiffs' proposal also allows Defendants a new opportunity to submit a proposed map, consistent with the Court's approach to the remedial proceedings initiated last year.¹

By contrast, Defendants decline to even contemplate a schedule that accommodates the submission of a new proposed map, despite the two and a half months between the Court's order and the hearing. Defendants have offered no reason as to why the parties should be precluded from offering a new proposed map that takes account of the most recent election data and better addresses concerns raised during last year's remedial proceedings.² Under the Court's schedule, there is ample time for the parties to consider new proposed maps; indeed, the two and a half months between the Court's setting of the remedial hearing (July 17) and the hearing itself (October 3) is almost two months more than provided during the initial remedial proceedings last year.

Although Plaintiffs believe the Court's schedule allows for sufficient time for the consideration of new maps, should the Court order that no new maps may be proposed, Plaintiffs respectfully request that the Court also decline to permit additional expert briefing from any party on the original maps. Plaintiffs and Defendants have already submitted expert reports in support of and in opposition to the map Plaintiffs proposed during the June 2022 remedial proceedings, and—with the exception of one deposition of Defendant's expert, which was interrupted by the issuance of the stay from the U.S. Supreme Court—expert depositions are complete. Under this

¹ Any schedule the Court adopts that allows for new maps should require all parties—including Defendants, if they choose to do so—to produce their proposed maps and any supporting expert reports by the same deadline—under Plaintiffs' proposed schedule, by August 11, 2023.

² Defendants claim that Plaintiffs stated an intention not to alter the remedial map they submitted in June 2022, but Plaintiffs intended only to state that should no further map submissions be permitted, a remedial hearing could be set within a couple of weeks of the status conference on July 12, 2023. The Court has now set the remedial hearing for nearly 2.5 months from today, providing ample time to consider more up-to-date maps.

alternative proposal, Plaintiffs and Defendants would meet and confer to reschedule the pending expert deposition, schedule an exchange of fact witness lists and depositions of fact witnesses, and set a deadline for pre-hearing briefs.

Date: July 21, 2023

Respectfully submitted,

By: /s/Abha Khanna

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