## 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,

E, *Plaintiffs*,

v.

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

Defendant.

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-00211-SDD-RLB

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

## **JOINT EMERGENCY MOTION FOR STATUS CONFERENCE**

NOW INTO COURT, come Plaintiffs Press Robinson, Edgar Cage, Dorothy Nairne, Edwin Rene Soule, Alice Washington, Clee Earnest Lowe, Davante Lewis, Martha Davis, Ambrose Sims, NAACP Louisiana State Conference, and Power Coalition for Equity and Justice (the "Robinson Plaintiffs"), and Edward Galmon, Sr., Ciara Hart, Norris Henderson, and Tramelle Howard (the "Galmon Plaintiffs") to request that this Court set a status conference as soon as possible—and preferably no later than tomorrow—in light of the decision by the Fifth Circuit vacating the remedial hearing set to take place starting October 3, 2023. *See In re Landry*, No. 23-30642 (5th Cir. September 28, 2023).

On September 15, 2023, Defendants filed a petition for writ of mandamus to the Fifth Circuit seeking an order directing this Court to vacate the remedial hearing and instead set a trial date to adjudicate Plaintiffs' challenge to Louisiana's congressional districts pursuant to Section 2 of the Voting Rights Act. *See generally* ECF No. 1. On September 20, 2023, Robinson Plaintiffs and Galmon Plaintiffs filed separate responses to the petition. Earlier today, a motions panel of the Fifth Circuit, in a split decision, granted the petition in part, vacating the October remedial hearing and stating that "[f]urther scheduling in the case must be done by the district court pursuant to the principles enunciated" by its ruling. *In re Landry*, No. 23-30642, at \*10. The Fifth Circuit did not, however, order this court to set a trial date and it confirmed that the preliminary injunction is not moot. *Id.* at \*6, FN. 4.

Accordingly, the Robinson and Galmon Plaintiffs respectfully request that the Court schedule a status conference on an expedited basis—preferably as early as this afternoon or tomorrow morning—in order to determine the Court's availability for a new schedule for remedial proceedings in this case in light of the writ of mandamus.

Date: September 28, 2023 Respectfully submitted,

## By: /s/Amitav Chakraborty

Robert A. Atkins (admitted *pro hac vice*) Yahonnes Cleary (admitted *pro hac vice*)

Jonathan H. Hurwitz (admitted *pro hac* vice)

Amitav Chakraborty (admitted *pro hac vice*)

Adam P. Savitt (admitted *pro hac vice*)
PAUL, WEISS, RIFKIND, WHARTON
& GARRISON LLP

1285 Avenue Of The Americas, New York, NY 10019

Tel.: (212) 373-3000
Fax: (212) 757-3990
ratkins@paulweiss.com
ycleary@paulweiss.com
jhurwitz@paulweiss.com
achakraborty@paulweiss.com
asavitt@paulweiss.com

Counsel for Robinson Plaintiffs

Leah Aden (admitted pro hac vice)
Stuart Naifeh (admitted pro hac vice)
Victoria Wenger (admitted pro hac vice)
NAACP Legal Defense and Educational
Fund, Inc.
40 Rector Street, 5th Floor
New York, NY 10006
Tel: (212) 965-2200
laden@naacplef.org
snaifeh@naacpldf.org
vwenger@naacpldf.org

R. Jared Evans
LA. Bar No. 34537
I. Sara Rohani (admitted *pro hac vice*)
NAACP Legal Defense and Educational
Fund, Inc.
700 14th Street N.W. Ste. 600
Washington, DC 20005
Tel: (202) 682-1300
jevans@naacpldf.org
srohani@naacpldf.org

Nora Ahmed (admitted *pro hac vice*) LA. Bar No. 33382 ACLU Foundation of Louisiana 1340 Poydras St, Ste. 2160 New Orleans, LA 70112 Tel: (504) 522-0628 nahmed@laaclu.org msnider@laaclu.org

Tracie L. Washington LA. Bar No. 25925 Louisiana Justice Institute Suite 132 3157 Gentilly Blvd New Orleans LA, 70122 Tel: (504) 872-9134 tracie.washington.esq@gmail.com John Adcock Adcock Law LLC L.A. Bar No. 30372 3110 Canal Street New Orleans, LA 70119 Tel: (504) 233-3125 jnadcock@gmail.com

T. Alora Thomas (admitted pro hac vice)
Sophia Lin Lakin (admitted pro hac vice)
American Civil Liberties Union
Foundation
125 Broad Street, 18th Floor
New York, NY 10004
athomas@aclu.org
slakin@aclu.org
sosaki@aclu.org

Sarah Brannon (admitted *pro hac vice*) American Civil Liberties Union Foundation 915 15th St., NW Washington, DC 20005 sbrannon@aclu.org

Counsel for Robinson Plaintiffs

J. E. Cullens, Jr.
Andrée Matherne Cullens
S. Layne Lee
WALTERS, PAPILLION, THOMAS,
CULLENS, LLC
12345 Perkins Road, Bldg. One
Baton Rouge, LA 70810
(225) 236-3636

## /s/ Abha Khanna

Abha Khanna (admitted *pro hac vice*) Jonathan P. Hawley (admitted *pro hac vice*) ELIAS LAW GROUP LLP 1700 Seventh Ave. Suite 2100 Seattle, Washington 98101 (206) 656-0177 akhanna@elias.law

Lalitha D. Madduri (admitted *pro hac vice*) Jacob D. Shelly (admitted *pro hac vice*) ELIAS LAW GROUP LLP 250 Massachusetts Ave, NW Suite 400 Washington, D.C. 20001 (202) 968-4490

Counsel for Galmon Plaintiffs