

No. 23-2317

In the
United States Court of Appeals for the Fourth Circuit

RODNEY D. PIERCE and MOSES MATTHEWS,

Plaintiff-Appellants,

v.

THE NORTH CAROLINA STATE BOARD OF ELECTIONS, et al.,

Defendant-Appellees.

On Appeal from the United States District Court
for the Eastern District of North Carolina, James E. Dever, III, District Judge
No. 4:23-cv-193-D-RN

**STATE BOARD DEFENDANTS' RESPONSE TO
APPELLANTS' MOTION TO ISSUE THE MANDATE**

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Defendant-Appellees, The North Carolina State Board of Elections, and Alan Hirsch, Jeff Carmon, Stacy Eggers, IV, Kevin N. Lewis, and Siobhan O'Duffy Millen, all in their official capacities (collectively "State Board Defendants"), respond to Appellants' motion to issue the mandate [Doc. 46] as follows.

State Board Defendants take no position on Appellants' motion to issue the mandate.

Respectfully submitted, this the 11th day of January, 2024.

N.C. DEPARTMENT OF JUSTICE

/s/ Terence Steed

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CERTIFICATE OF COMPLIANCE

I certify that this Response complies with the length requirements of Fed. R. App. P. 27(d)(2)(A) because it contains 66 words. This response also complies with the typeface and type-style requirements of Fed. R. App. P. 32(a)(5) & (6) because it has been prepared in a proportionally spaced typeface: 14-point Constantia font.

Respectfully submitted, this the 11th day of January, 2024.

/s/ Terence Steed
Terence Steed