

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

BOBBY SINGLETON, et al.,)
)
 Plaintiffs,)
)
v.)
)
WES ALLEN, in his official)
capacity as Alabama Secretary of)
State, et al.,)
)
 Defendants.)

Case No.: 2:21-cv-1291-AMM

THREE-JUDGE COURT

EVAN MILLIGAN, et al.,)
)
 Plaintiffs,)
)
v.)
)
WES ALLEN, in his official)
capacity as Secretary of State of)
Alabama, et al.,)
)
 Defendants.)

Case No.: 2:21-cv-01530-AMM

THREE-JUDGE COURT

MARCUS CASTER, et al.,)
)
 Plaintiffs,)
)
v.)
)
WES ALLEN, in his official)
Capacity as Alabama Secretary of)
State, et al.,)
)
 Defendants.)

Case No.: 2:21-cv-01536-AMM

NOTICE OF DEPOSITION DESIGNATIONS AND EXHIBITS FOR SIX FACT WITNESSES

On February 17 and 18, 2024, the *Milligan* Plaintiffs, *Caster* Plaintiffs, *Singleton* Plaintiffs, and State Defendants Secretary Allen, Senator Livingston, and Representative Pringle (the “Parties”) jointly moved the Court to, *inter alia*, accept the Parties’ agreement to allow the Parties to offer deposition designations and associated exhibits for Kenneth Boswell, Brad Kimbro, Gerald Nix, Mike Schmitz, Derrick Turner, and Jeff Williams.¹ *Milligan* doc. 451; *Caster* doc. 364; *Singleton* doc. 295. The Parties respectfully notify the Court of the deposition designations and exhibits, including declarations, associated with these six witnesses as set out in the table below.

Witness	State Defendants’ Designations	Plaintiffs’ Counter-Designations	Exhibits
Kenneth Boswell	12:14-13:12	22:12-23:11	DX349
	14:14-15:10	25:14-19	DX353
	15:24-17:19	28:11-29:7	DX356
	18:9-19:16	30:15-25	DX357
	21:13-16	38:8-39:4	DX363
	23:12-24	41:10-16	DX366
	26:4-25	46:24-47:2	DX370
	31:2-33:15	52:8-18	
	41:17-44:17	61:13-62:9	
	56:8-58:16	66:20-68:1	
	61:3-12	72:2-7	
	80:22-24	72:20-25	
	81:13-82:6		
	82:10-13		
	83:12-21		

¹ This motion remains pending.

Witness	State Defendants' Designations	Plaintiffs' Counter-Designations	Exhibits
Brad Kimbro	<p>2023 deposition: 39:23-40:4</p> <p>2024 deposition: 25:1-30:11 31:21-34:5 36:3-56:3 70:19-71:1 79:18-22 84:22-85:16 86:14-19 87:5-7 87:23-97:16 99:21-101:20 102:1-6 103:18-106:5</p>	<p>2023 deposition: 40:19-41:6</p> <p>2024 deposition: 30:12-31:20 35:19-36:2 56:4-19 60:18-61:10 65:1-70:18 71:11-75:21 87:2-4</p>	DX250

Witness	State Defendants' Designations	Plaintiffs' Counter-Designations	Exhibits
Gerald Nix	13:19-14:6 19:4-10 20:7-21:9 23:24-24:5 38:9-39:10 45:21-48:2 49:14-22 54:9-12	16:15-19 18:16-19:3 19:11-20:6 23:8-15 26:19-22 27:19-28:5 28:6-23 30:10-16 30:22-31:4 32:15-33:2 34:12-35:8 35:22-36:10 36:19-37:24 40:23-41:5 44:5-45:7 45:16-20 49:1-12 49:23-51:1 51:9-20	DX293 through DX323 ²

² These exhibits were admitted during the trial testimony of Dr. Wil Reilly on February 21, 2025. Daily Trial Tr. at 2210. They are included here only because they were part of the Parties' initial agreement as to Gerald Nix.

Witness	State Defendants' Designations	Plaintiffs' Counter-Designations	Exhibits
Mike Schmitz	<p>2023 deposition: 19:15-20:21 24:22-25:8 27:17-28:25</p> <p>2024 deposition: 19:18-25:10 28:16-38:18 47:14-48:22 55:15-58:15 58:20-63:21 65:20-72:1 72:14-73:12 84:1-15 85:15-86:11</p>	<p>2023 deposition: 21:5-10 23:17-24:4 25:9-13 30:14-34:1 40:8-16</p> <p>2024 deposition: 42:20-45:14 49:10-50:13 52:9-54:7 76:6-81:9</p>	DX249
<p>Plaintiffs' designation of 76:6-78:12 is a discussion of an article which purports to quote Rep. Barry Moore. The State Defendants object on grounds of hearsay to the content of the article and to lack of foundation for all questions based on the content of the article.</p> <p>Plaintiffs respond that they are not seeking to admit the article, and the questions to the witness seek his views not those of Representative Moore, and so both objections are unfounded.</p>			

Witness	State Defendants' Designations	Plaintiffs' Counter-Designations	Exhibits
Derrick Turner	9:2-10 20:5-23:4 24:1-4 24:16-18 25:7-27:6 28:19-35:16 37:8-54:25 56:18-57:12 59:6-60:12 60:21-23 70:11-71:4 72:11-73:16 74:3-76:3 83:8-17 83:25-84:8 85:10-18 93:8-20 94:8-24 99:19-100:21 102:13-18 104:7-15 105:21-106:18 107:10-16 108:1-7 110:1-115:12 115:20-116:2 119:8-120:3 120:12-23 122:18-127:13 127:14-128:8 128:24-129:24 130:18-23	35:17-24 36:13-37:7 55:1-56:17 64:25-66:9 68:7-70:9 71:7-21 73:17-74:2 83:18-84:8 84:9-20 85:19-86:3 88:4-8 96:5-18 96:21-97:5 97:17-98:11 101:10-102:12 102:19-103:21 104:16-105:19 106:19-107:9 107:17-25 108:8-15 115:13-19 116:3-117:2 128:9-23 129:19-130:17	DX330 (same as Def. Ex. 1 to the deposition) DX335 (same information as exhibit 2 to the deposition) CX102

Witness	State Defendants' Designations	Plaintiffs' Counter-Designations	Exhibits
Jeff Williams	2023 deposition: 18:1-12 27:18-28:23 40:6-13 2024 deposition: 15:21-16:16 19:12-21:21 23:10-24:3 25:16-28:3 34:17-36:10 36:17-38:1 40:5-42:18 44:18-47:17 49:13-51:8 54:17-19 59:2-62:9 62:15-66:23	2023 deposition: 25:18-26:11 27:8-13 30:6-25 37:23-38:4 2024 deposition: 16:22-17:9 18:6-19:5 24:10-25:3 32:6-33:18 39:19-40:4 47:18-48:6	DX251 MX88

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