

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
NO. 1:15-CV-00399**

SANDRA LITTLE COVINGTON, *et al.*, )  
 )  
 Plaintiffs, )  
 )  
 v. )  
 )  
 THE STATE OF NORTH CAROLINA, )  
 *et al.*, )  
 )  
 Defendants. )  
 \_\_\_\_\_ )

**DEFENDANTS' MOTION FOR  
LEAVE TO DEPOSE COUNSEL  
FOR PLAINTIFFS**

Defendants move this Court, pursuant to Fed. R. Civ. P. 30(a) and (b)(6), for leave to depose counsel for Plaintiffs. Defendants have a substantial need to obtain information in conjunction with the preparation of their asserted defenses of *res judicata* and collateral estoppel and they are unable to obtain the information by any other means. In support of this Motion, Defendants have contemporaneously filed a Memorandum of Law.

WHEREFORE, Defendants respectfully request that the Court enter an order granting Defendants leave to depose counsel for Plaintiffs.

This the 10th day of February, 2016.

OGLETREE, DEAKINS, NASH  
SMOAK & STEWART, P.C.

/s/ Thomas A. Farr

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**CERTIFICATE OF SERVICE**

I, Thomas A. Farr, hereby certify that I have this day electronically filed the foregoing **DEFENDANTS' MOTION FOR LEAVE TO DEPOSE COUNSEL FOR PLAINTIFFS** with the Clerk of Court using the CM/ECF system which will provide electronic notification of the same to the following:

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This the 10th day of February, 2016.

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**[PROPOSED] ORDER ON  
DEFENDANTS' MOTION FOR  
LEAVE TO DEPOSE COUNSEL  
FOR PLAINTIFFS**

Defendants have moved the Court for leave to depose counsel for Plaintiffs regarding the identity of the person or persons responsible for financing and controlling the litigation in this case and in the previous state court action, *Dickson v. Rucho*, \_\_\_ S.E. 2d \_\_\_, 2015 WL 9261836 (N.C. Dec. 18, 2015), which also challenged North Carolina's 2011 legislative redistricting plans.

For good cause as shown by Defendants, **IT IS HEREBY ORDERED** that Defendants' Motion for Leave to Depose Counsel for Plaintiffs is **GRANTED**.

So ordered, this the \_\_\_ day of February, 2016.

By: \_\_\_\_\_