

**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.

FIRST JOINT STIPULATION

Plaintiffs and Defendants jointly stipulate that the following categories of documents may be received into evidence pursuant to the Federal Rules of Evidence without further identification or proof, subject to the opportunity of any party to contest the relevance or admissibility of a specific document pursuant to Rule 402 or Rule 403 of the Federal Rules of Evidence or as otherwise privileged:

- i. All materials subject to the February 25, 2013 stipulation filed by the parties in the consolidated civil actions *Dickson v. Rucho et al.*, Civil Action No. 11-CVS-16896, and *NC NAACP v. State of NC*, Civil Action No. 11-CVS-16940 (Wake County Superior Court) (hereinafter “*Dickson*”);
- ii. All transcripts of deposition or trial testimony from *Dickson*;
- iii. All expert reports and accompanying materials submitted in *Dickson*;
- iv. All affidavits and accompanying exhibits submitted in *Dickson*;

- v. All trial exhibits introduced in *Dickson*; and
- vi. All pleadings and attachments, court orders, memoranda, motions, and other filings and materials submitted by the parties in *Dickson*.

The parties agree that the purpose and intent of this Stipulation is to dispense with evidentiary procedures that would otherwise be necessary to establish the authenticity of, or lay a foundation for, documents contained in the *Dickson* record. The parties retain the right to argue that such documentary evidence is not probative of the issue(s) for which it is offered. Additionally, to the extent that any such documents contain statements that could be considered hearsay, the parties may offer such statements into evidence without having to call as a live witness the person who made such statements in *Dickson*.

Respectfully submitted, this the 5th day of November, 2015.

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CERTIFICATE OF SERVICE

I hereby certify that on this date I served a copy of the foregoing **FIRST JOINT STIPULATION**, with service to be made by electronic filing with the Clerk of the Court using the CM/ECF System, which will send a Notice of Electronic Filing to all parties with an e-mail address of record who have appeared and consented to electronic service in this action.

This the 5th day of November, 2015.

/s/ Edwin M. Speas, Jr. _____
Edwin M. Speas, Jr.