

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

ALPHA PHI ALPHA FRATERNITY  
INC., et al.,  
Plaintiffs,

CIVIL ACTION FILE

No. 1:21-CV-5337-SCJ

v.

BRAD RAFFENSPERGER, in his official  
capacity as Secretary of State of Georgia,  
Defendant.

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COAKLEY PENDERGRASS et al.,  
Plaintiffs,

CIVIL ACTION FILE

No. 1:21-CV-5339-SCJ

v.

BRAD RAFFENSPERGER et al.,  
Defendants.

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ANNIE LOIS GRANT et al.,  
Plaintiffs,

CIVIL ACTION FILE

No. 1:22-CV-122-SCJ


v.

BRAD RAFFENSPERGER et al.,  
Defendants.

**ORDER**

One of Defendants' Affirmative Defenses, as listed in the Pretrial Order, (Alpha Phi Alpha Fraternity, Inc., et al. v. Brad Raffensperger, 1:21-cv-5337- SCJ (N.D. Ga. Aug. 15, 2023) Doc. No. [280], 24; Coakley Pendergrass, et al. v. Brad Raffensperger, et al., 1:21-cv-5339-SCJ (N.D. Ga. Aug. 15, 2023) Doc. No. [231], 24; Annie Lois Grant, et al. v. Brad Raffensperger, et al., 1:22-cv-122-SCJ (N.D. Ga. Aug. 15, 2023) Doc. No. [243], 24) calls into question the constitutionality of Section 2 of the Voting Rights Act of 1965, 52 U.S.C. § 10301(b). Nothing in the record shows, however, that the additional notice of a constitutional question and service requirements of Federal Rule of Civil Procedure 5.1 have been met. Defendants are hereby **ORDERED** to promptly comply with the requirements of compliance with Rule 5.1 (on CM/ECF) on or before Tuesday, October 10, 2023.

IT IS SO ORDERED this 4th day of October, 2023.

  
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HONORABLE STEVE C. JONES  
UNITED STATES DISTRICT JUDGE