

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

ALABAMA LEGISLATIVE BLACK	*
CAUCUS; BOBBY SINGLETON; ALABAMA	*
ASSOCIATION OF BLACK COUNTY	*
OFFICIALS; FRED ARMSTEAD, GEORGE	*
BOWMAN, RHONDEL RHONE, ALBERT F.	*
TURNER, JR., and JILES WILLIAMS, JR.,	*
individually and on behalf of others similarly	*
situated,	*
	*
Plaintiffs,	* Civil Action No.
	* 2:12-CV-691-WKW-WC
v.	* (3-judge court)
	*
THE STATE OF ALABAMA; BETH	*
CHAPMAN, in her official capacity as Alabama	*
Secretary of State,	*
	*
Defendants.	*

**JOINT STATUS REPORT OF PLAINTIFFS AND DEFENDANTS  
CONCERNING SECTION 5 PRECLEARANCE PROCEEDINGS**

Plaintiffs Alabama Legislative Black Caucus et al., and defendants State of Alabama and Beth Chapman, through undersigned counsel, pursuant to this Court's order entered September 19, 2012, Doc. 25, file this joint status report.

As set out in Exhibit A to this report, on October 5, 2012, the Assistant Attorney General of the United States informed the Attorney General of Alabama

that he does not interpose any objection to the House and Senate redistricting plans contained in Acts 2012-602 and 2012-603.

As shown in Exhibit B to this report, on October 5, 2012, the State of Alabama filed a notice of voluntary dismissal in *Alabama v. Holder*, CA No. 12-1232 (D. D.C.).

The parties agree that the stay entered in this Court's Order of September 19, 2012, Doc. 25, should be lifted, and that the State Defendants should file an Answer and a Response to the Plaintiffs' Motion for Partial Summary Judgment and for Preliminary Injunction on or before October 26, 2012.

Undersigned counsel for plaintiffs represents that counsel for defendants has consented to this joint status report.

Respectfully submitted this 9<sup>th</sup> day of October, 2012.

LUTHER STRANGE  
Attorney General of Alabama

By:

John J. Park, Jr.

John J. Park, Jr.

Deputy Attorney General

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Secretary of State,	*
	*
Defendants.	*

**EXHIBIT A TO  
JOINT STATUS REPORT OF PLAINTIFFS AND DEFENDANTS  
CONCERNING SECTION 5 PRECLEARANCE PROCEEDINGS**

Assistant Attorney General of the United States  
preclearance letter dated October 5, 2012



U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

October 5, 2012

The Honorable Luther Strange  
Attorney General  
State of Alabama  
P.O. Box 300152  
Montgomery, Alabama 36130-0152

Dear Attorney General Strange:

This refers to Act No. 2012-602 (H.B. 19), which provides the 2012 redistricting plan for the Alabama House of Representatives; and Act No. 2012-603 (S.B. 25), which provides the 2012 redistricting plan for the Alabama Senate, submitted to the Attorney General pursuant to Section 5 of the Voting Rights Act of 1965, 42 U.S.C. 1973c. We received your submission on August 6, 2012; additional information was received through September 25, 2012.

The Attorney General does not interpose any objection to the specified changes. However, we note that Section 5 expressly provides that the failure of the Attorney General to object does not bar subsequent litigation to enjoin the enforcement of the changes. Procedures for the Administration of Section 5 of the Voting Rights Act of 1965, 28 C.F.R. 51.41.

Because the Section 5 status of the 2012 redistricting plans for the Alabama House and Senate are before the court in *State of Alabama v. Holder*, No. 1:12-cv-01232 (D.D.C.), we are providing a copy of this letter to the court and counsel of record in that case.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas E. Perez".

Thomas E. Perez  
Assistant Attorney General



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

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CAUCUS; BOBBY SINGLETON; ALABAMA \*  
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OFFICIALS; FRED ARMSTEAD, GEORGE \*  
BOWMAN, RHONDEL RHONE, ALBERT F. \*  
TURNER, JR., and JILES WILLIAMS, JR., \*  
individually and on behalf of others similarly \*  
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Plaintiffs,

v.

THE STATE OF ALABAMA; BETH \*  
CHAPMAN, in her official capacity as Alabama \*  
Secretary of State, \*

Defendants. \*

\* Civil Action No.  
\* 2:12-CV-691-WKW-WC  
\* (3-judge court)

**EXHIBIT B TO  
JOINT STATUS REPORT OF PLAINTIFFS AND DEFENDANTS  
CONCERNING SECTION 5 PRECLEARANCE PROCEEDINGS**

Notice of voluntary dismissal in  
*Alabama v. Holder*, CA No. 12-1232 (D. D.C.)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

**STATE OF ALABAMA,**

**Plaintiff,**

**v.**

**ERIC H. HOLDER, JR., in his official  
capacity as Attorney General of the  
United States,**

**Defendant.**

**CIVIL ACTION FILE**

**NO. 12-1232**

**THREE JUDGE PANEL  
(RC, BMK, CKK)**

**NOTICE OF DISMISSAL**

The State of Alabama, plaintiff in this action, by and through its counsel, hereby dismisses its claims in this case pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i).

For the Court's information, the State of Alabama obtained administrative preclearance from the Department of Justice for the voting changes at issue in this litigation. A copy of the preclearance letter is attached as Exhibit A.

Respectfully submitted,

Date October 5, 2012

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Attorney General of Alabama  
By:

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[Signatures continued on next page]

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### Certificate of Service

I certify that, on this the 5th day of October 2012, I electronically filed the foregoing Notice of Dismissal with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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