IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

SHAUNA WILLIAMS, et al., *Plaintiffs*, v. REPRESENTATIVE DESTIN HALL, in his official capacity as Chair of the House Standing Committee on Redistricting, et al., *Defendants*.	Civil Action No. 23 CV 1057
NORTH CAROLINA STATE CONFERENCE OF THE NAACP, et al., *Plaintiffs*, v. PHILIP BERGER, in his official capacity as the President Pro Tempore of the North Carolina Senate, et al., *Defendants.*	Civil Action No. 23 CV 1104

JOINT MOTION BY LEGISLATIVE DEFENDANTS AND NAACP PLAINTIFFS TO CONTINUE A DEPOSITION OUT OF TIME

Pursuant to this Court's May 22, 2024, Order, Doc. 48, approving the Amended Joint Rule 26(f) report, Doc. 47, NAACP Plaintiffs and Legislative Defendants jointly move for approval of the court to continue the Rule 30(b)(6) deposition of the Plaintiff North Carolina NAACP's representative, President Deborah Maxwell, after the close of discovery.

President Maxwell appeared for her deposition and began that deposition on October 25, 2024. The deposition was paused after Dr. Maxwell said that she fell ill during the course and was unable to continue that day. Counsel have met and conferred regarding a time to continue the deposition between today and the close of discovery on November 4, 2024, and were unable to find a time where the witness and counsel were all available without having to substitute counsel. Accordingly, the parties jointly request permission to continue President Maxwell's deposition out of time, and for good cause, at the earliest convenience of the parties and with a current anticipated date immediately after the election, on November 6, 2024 at 10am ET, with November 7, 2024 and November 8, 2024 as back-up dates. The NAACP Plaintiffs and Legislative Defendants believe that the circumstances requiring the deposition to be taken out of time, including the occurrence of several other witness and expert depositions between now the close of discovery, provide good cause for doing so.

NAACP Plaintiffs and Legislative Defendants have agreed and stipulate that taking President Maxwell's deposition out of time will not require any modification of the current case schedule. NAACP Plaintiffs and Legislative Defendants have contacted the Williams Plaintiffs and State Defendants who consent to this motion.

WHEREFORE, NAACP Plaintiffs and Legislative Defendants respectfully request the Court's permission to continue the deposition of President Maxwell after the close of the discovery period in this matter as set forth above. A proposed order is appended to this Motion.

Dated: October 28, 2024

Respectfully Submitted,

/s/ Hilary Harris Klein
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*Appearing in this matter by Special Appearance pursuant to L-R 83.1(d)

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* *Appeared via Special Notice*

CERTIFICATE OF SERVICE

I certify that on October 28, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

/s/ Hilary Harris Klein
Hilary Harris Klein

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[PROPOSED] ORDER

This matter is before the Court upon the Joint Motion by the NAACP Plaintiffs and Legislative Defendants to continue the Rule 30(b)(6) deposition of the Plaintiff North Carolina NAACP's representative, President Deborah Maxwell, after the close of discovery.

After consideration of the Motion, and for good cause shown, the Court hereby GRANTS the Motion.

IT IS SO ORDERED on this, the _____ day of October, 2024.

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