

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF WEST VIRGINIA  
AT MARTINSBURG

JEFFERSON COUNTY COMMISSION; PATRICIA  
NOLAND, as an individual and behalf of  
all others similarly situated; DALE MANUEL,  
as an individual and behalf of all others  
similarly situated,

Plaintiffs, and

THORNTON COOPER,

Intervening Plaintiff,

v.

CIVIL ACTION NO. 3:11-CV-96-JPB

NATALIE TENNANT, in her capacity as the  
Secretary of State; EARL RAY TOMBLIN, in  
his capacity as the Chief Executive Officer  
of the State of West Virginia; JEFFREY  
KESSLER, in his capacity as the Acting  
President of the Senate of the West  
Virginia Legislature; RICHARD THOMPSON,  
in his capacity as the Speaker of the  
House of Delegates of the West Virginia  
Legislature,

Defendants.

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O R D E R

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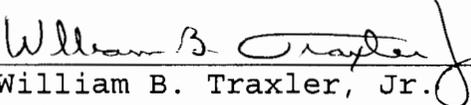
IT APPEARING to the undersigned Chief Judge of the Fourth  
Judicial Circuit of the United States that a civil action as  
above entitled has been instituted in the United States District

Court for the Northern District of West Virginia wherein the plaintiffs challenge the constitutionality of the apportionment of congressional districts; and

IT FURTHER APPEARING that a request to convene a three-judge district court has been presented to the United States District Court for the Northern District of West Virginia, which has notified the undersigned pursuant to 28 U.S.C. § 2284 of the pendency of such request to the end that a court of three judges may be convened as required by 28 U.S.C. § 2284:

NOW, THEREFORE, I DO HEREBY DESIGNATE the Honorable Robert B. King, United States Circuit Judge for the Fourth Circuit; the Honorable John Preston Bailey, United States Chief District Judge for the Northern District of West Virginia; and the Honorable Irene C. Berger, United States District Judge for the Southern District of West Virginia, to serve in the hearing and determination of this action, as provided by law, the three to constitute a district court of three judges as provided by 28 U.S.C. § 2284.

This 29 day of November, 2011.

  
William B. Traxler, Jr.  
Chief Judge, U.S. Court of Appeals  
for the Fourth Circuit