

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

ALABAMA STATE CONFERENCE	)	
OF THE NAACP, <i>et al.</i> ,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	CASE NO. 2:16-CV-731-WKW
	)	
STATE OF ALABAMA, <i>et al.</i> ,	)	
	)	
Defendants.	)	

**ORDER**

It is ORDERED that:

(1) As discussed in open court, the parties are DIRECTED to supplement the evidentiary record with additional information about the history of district elections for appellate judges in Illinois, Kentucky, Louisiana, and Mississippi. The supplementation should include the year each state began using districts for electing appellate judges, the law that implemented the districts, and any changes to those districted elections, particularly those that were court-ordered. These stipulations should supplement those in the amended Joint Stipulation of Uncontested Facts, as directed in 2(a) below.

(2) With regard to the findings of fact, and because the court needs to know, at this stage, which facts are not disputed and which facts are, the parties are DIRECTED to submit three sets of facts:

- (a) Those that are undisputed (stipulated);
- (b) Plaintiffs' proposed findings of fact to which Defendants cannot stipulate; and
- (c) Defendants' proposed findings of fact to which Plaintiffs cannot stipulate.<sup>1</sup>

(3) With regard to the conclusions of law, the parties are DIRECTED to submit three sets of conclusions of law:

- (a) Those that are undisputed (stipulated);
- (b) Plaintiffs' proposed conclusions of law to which Defendants cannot stipulate; and
- (c) Defendants' proposed conclusions of law to which Plaintiffs cannot stipulate.

The parties shall **jointly file** the submissions in (2) and (3) in a single document on or before **September 9, 2019**.

DONE this 9th day of August, 2019.

/s/ W. Keith Watkins  
UNITED STATES DISTRICT JUDGE

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<sup>1</sup> The purpose of (2) is for the parties to clearly identify those facts that now are undisputed and material to the ultimate judgment in this case.