

IN THE UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT

No. 22-1395

ARKANSAS STATE CONFERENCE NAACP, et al.,

Plaintiffs-Appellants

v.

ARKANSAS BOARD OF APPORTIONMENT, et al.,

Defendants-Appellees

ON APPEAL FROM THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS

UNOPPOSED MOTION FOR CONTINUANCE OF ORAL ARGUMENT

Plaintiffs-Appellants submit this motion for a continuance of oral argument in the above-captioned matter. Specifically, Plaintiffs-Appellants request that this matter be removed from the oral argument calendar on December 14, 2022, and rescheduled for oral argument before the same panel during the Court's next oral argument sitting in January 2023. In the alternative, Plaintiffs-Appellants request that oral argument be re-scheduled at the Court's earliest convenience, either via video conference or in-person. In support of this motion, Plaintiffs-Appellants provide as follows:

1. Oral argument in this case is currently scheduled for December 14, 2022.

2. Sophia Lin Lakin, who is lead counsel for Plaintiffs-Appellants in this appeal and has submitted an oral argument appearance form, has come down with a significant illness, which unexpectedly made a turn for the worse in recent days. She has yet to recover, and does not expect to be able to travel or participate in oral argument before December 14.

3. Plaintiffs-Appellants therefore request that oral argument in this case be rescheduled before the same panel sometime during the Court's next oral argument sitting in January 2023, including during an afternoon session if necessary.

4. In the alternative, if oral argument cannot be scheduled during the January 2023 sitting, Plaintiffs-Appellants request that oral argument in this case be rescheduled before the same panel at the Court's earliest convenience, in whatever format the Court prefers (e.g., in-person or via video conference).

5. Counsel for the Defendants-Appellees does not object to this motion.

6. The United States has been granted leave to participate in oral argument. Counsel for the United States has no objection to this motion.

Dated: December 8, 2022

/s/ Sophia Lin Lakin

Sophia Lin Lakin
Jonathan Topaz
Adriel I. Cepeda Derieux
Dale E. Ho
AMERICAN CIVIL LIBERTIES
UNION FOUNDATION, INC.
125 Broad Street, 18th Floor
New York, NY 10004
(212) 549-2500
slakin@aclu.org
jtopaz@aclu.org
acepedaderieux@aclu.org
dale.ho@aclu.org

Ceridwen Cherry
AMERICAN CIVIL LIBERTIES
UNION FOUNDATION, INC.
915 15th St NW
Washington, DC 20015
(202) 457-0800
ccherry@aclu.org

Neil Steiner
DECHERT LLP
Three Bryant Park
1095 Avenue of The Americas
New York, NY 10036-6797
(212) 698-3500 | (212) 698-3599
neil.steiner@dechert.com

Matthew F. Williams
DECHERT LLP
One Bush Street, Suite 1600
San Francisco, CA 94104-4446
(415) 262-4500 | (415) 262-4555
matthew.williams@dechert.com

Gary Sullivan (AR Bar: 92051)
ARKANSAS CIVIL LIBERTIES
FOUNDATION UNION, INC.
904 West 2nd Street
Little Rock, AR 72201
(501) 374-2842
gary@acluarkansas.org

Bryan L. Sells
THE LAW OFFICE OF
BRYAN L. SELLS, LLC
Post Office Box 5493
Atlanta, Georgia 31107-0493
(404) 480-4212
bryan@bryansellslaw.com

Angela Liu
DECHERT LLP
35 West Wacker Drive, Suite 3400
Chicago, IL 60601
(312) 646-5800 | (312) 646-5858
angela.liu@dechert.com

Luke M. Reilly
DECHERT LLP
Cira Centre 2929 Arch Street
Philadelphia, PA 19104-2808
(215) 994-4000 | (215) 994-2222
luke.reilly@dechert.com

Counsel for Plaintiffs-Appellants

CERTIFICATE OF SERVICE

I hereby certify that on December 8, 2022, I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the Eighth Circuit by using the CM/ECF system. I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

/s/ Sophia Lin Lakin