

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
CASE NO.:5:18-cv-366-FL**

**JAMES ALLEN POINDEXTER, JERRY
JONES, GREGORY HOLT, AND THE
CONSTITUTION PARTY OF NORTH
CAROLINA,**

Plaintiffs,

v.

**KIM WESTBROOK STRACH in her
official capacity as the Executive Director
of the North Carolina State Board of
Elections and Ethics Enforcement,**

Defendants.

**MOTION FOR PRELIMINARY
INJUNCTION**

COME NOW the Plaintiffs and pursuant to Rule 65 of the Federal Rules of Civil Procedure hereby move the Court to for preliminary injunction against Defendant's enforcement of N.C. Sess. Law. 2018-13 during the 2018 election process because Plaintiffs are likely to be successful on the merits – retroactive application of laws in the middle of an election process violates the First and Fourteenth Amendments, because Plaintiffs' will suffer irreparable injury, the balance of equities favors Plaintiffs, and the public will benefit; and Plaintiffs submit their memorandum of law in support (filed contemporaneously with this Motion).

This the 7th day of August, 2018.

/s/ S. Mark Henkle

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Attorney for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which sent notification of the same to all counsel of record in this matter, including:

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This 7th day of August, 2018.

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