

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

SHELBY COUNTY, ALABAMA

Plaintiff,

v.

ERIC H. HOLDER, JR.,
in his official capacity as
ATTORNEY GENERAL OF THE
UNITED STATES,

Defendant.

EARL CUNNINGHAM, BOBBY PIERSON,
BOBBY LEE HARRIS, *et al.*,

Defendant-Intervenors.

Civil Action No. 1:10-cv-00651-JDB

NOTICE OF FILING

Plaintiff hereby gives notice of its filing of the attached letter to this Court, which pertains to Shelby County's pending decennial redistricting efforts and this Court's order of July 15, 2011, in the related case of *LaRoque v. Holder*, No. 10-cv-561-JDB.

Dated: June 16, 2011

Respectfully submitted,

/s/ William S. Consovoy

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July 15, 2011

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VIA ELECTRONIC FILING

The Honorable John D. Bates
United States District Court for the District of Columbia
333 Constitution Avenue, NW
Washington, DC 20001

Re: *Shelby County v. Holder*, No. 1:10-cv-00651-JDB (D.D.C.)

Dear Judge Bates:

We are aware that the Court issued a briefing schedule today in *LaRoque v. Holder*, Case No. 1:10-cv-00561-JDB, under which briefing will not be completed until August 25, 2011. Count 2 of the Complaint in *LaRoque* raises certain issues that go beyond the issues in this case. However, one of the *LaRoque* parties has suggested that decision in this case be deferred and issued together with a decision in *LaRoque*.

This case has been fully briefed and argued, including supplemental briefing as requested by the Court, since February 16, 2011. Shelby County is in the process of completing its decennial redistricting plan, will soon be conducting public hearings on that plan, and contemplates a preclearance submission, if one remains required, as early as August. Seeking preclearance will involve a substantial additional expenditure of taxpayer funds, time, and resources by Shelby County from which Shelby County seeks relief in the proceeding. Accordingly, Shelby County would urge the Court to decide this case as promptly as feasible and without regard to the appropriate timetable for deciding the broader issues in *LaRoque*.

Sincerely,

/s/ William S. Consovoy
William S. Consovoy

cc (via ECF): Richard Dellheim
Arthur B. Spitzer
Kristen M. Clarke
Mark A. Posner
Samuel Spital
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Clerk of the Court

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