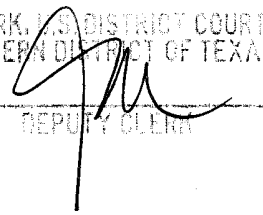


FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION

2008 MAY 22 PM 12:38
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY 
DEPUTY CLERK

LULAC OF TEXAS, MEXICAN §
AMERICAN BAR ASSOCIATION §
OF HOUSTON, TEXAS (MABAH), §
ANGELA GARCIA, ELVIRA RIOS, §
ROGER ROCHA, ROSARIO VERA, §
and RAYMUNDO VELARDE, §
PLAINTIFFS §

SA 08 CA 0389 FB

v. §

STATE OF TEXAS and TEXAS §
DEMOCRATIC PARTY §
DEFENDANTS §

MOTION TO INTERVENE OF
TEXAS STATE CONFERENCE OF NAACP BRANCHES

The Texas State Conference of NAACP Branches files this their motion to intervene in this cause under Rules 24(a) and 24(b) of the Federal Rules of Civil Procedure, and in support would show the court the following:

1. The Texas NAACP, as part of the oldest and largest civil rights organization in the United States and as it represents specific African-American voters and African-American communities across Texas, asserts that the Plaintiff-proposed change to the Democratic Party rules for the selection of delegates and the actual composition of the group of delegates to attend its national convention will violate the Voting Rights Act and the United States Constitution. Specifically, Texas NAACP asserts that, in all instances, LULAC's proposal negatively impacts the interests of African-American voters in Texas. African-Americans have rights to ensure equal access to voting, the equal value of their vote, and the ability to have their votes equally advance the interests of the candidates of

their choice as any other voters – regardless of their choice of candidate. The relief sought by LULAC, specifically the extraordinary injunctive relief sought at this late date, if granted, will impair or impede the ability of African-Americans in Texas and elsewhere to protect those interests, unless we are adequately represented by existing parties. In this case neither party adequately represents the interests of African-Americans, as both have taken positions at present and on occasion that the Texas NAACP believes are not in the best interests of African-Americans in Texas or the United States.

2. Allowing the Texas NAACP to intervene will not cause undue delay or unduly prejudice the adjudication of the rights of the original parties.

PRAYER

3. For these reasons and those in the accompanying brief and pleading, the Texas NAACP prays that it be permitted to intervene in this cause and be granted such other and further relief as this Court determines justice so requires.

Respectfully submitted by

/s/ Robert Notzon

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CERTIFICATE OF SERVICE

I certify that a true and accurate copy of the above and foregoing instrument was served via electronic delivery on May 22, 2008, to all counsel of record.

/s/ Robert Notzon
Robert Notzon

w/r
Robert Notzon

