

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

RICHARD GOODEN, <i>et al.</i>,)	
)	
Plaintiffs,)	
)	
v.)	CASE NO. 2:05-cv-02562-WMA
)	(Three-Judge Court)
NANCY WORLEY, <i>etc., et al.</i>,)	
)	
Defendants.)	

REPORT OF PARTIES' PLANNING MEETING

1. Pursuant to Rule 26(f) of the Federal Rules of Civil Procedure, a meeting was held on

February 14, 2006, between the following:

Edward Still
Suite 201, 2112 11th Avenue South
Birmingham, Alabama 35205-2844
Telephone: (205) 320-2882
Fax: (877) 264-5513
For the Plaintiffs

Ryan P. Haygood (Motion for admission pro hac vice pending)
NAACP Legal Defense & Education Fund, Inc.
99 Hudson Street, Suite 1600
New York, New York 10013
Telephone: (212) 965-2235
Fax: (212) 226-7592
For the Plaintiffs

Margaret L. Fleming and John J. Park, Jr.
Office of Attorney General
11 South Union Street
Montgomery, Alabama 36106
Telephone: (334) 242-7300
Fax: (334) 353-8440
For the Defendant Nancy Worley

Bart Harmon
Webb & Eley, P.C.
7475 Halcyon Pointe Drive
P.O. Box 240909
Montgomery, Alabama 36124
Telephone: (334) 262-1850
Fax: (334) 262-1772
For the Defendants Gibson, Long and Meadows

T.A. Lawson, II
Assistant County Attorney
280 Jefferson County Courthouse
716 Richard Arrington Jr. Blvd. North
Birmingham, Alabama 35203
Telephone: (205) 325-5688
Fax: (205) 325-5840
For the Defendant Neil Hunter

2. **Pretrial Disclosures.** The parties will exchange the information required by Rule 26(a)(1) of the Federal Rules of Civil Procedure within 30 days.

3. **Discovery Plan.** The parties jointly propose to the Court the following discovery plan: The parties do not anticipate that discovery will be required in this case.

4. **Other Items.**

A scheduling conference has been set for March 7, 2006.

Plaintiff does not require additional time within which to amend the pleadings.

Defendants do not require additional time within which to amend the pleadings.

The parties agree that, absent unforeseen circumstances, the case can be submitted on a joint stipulation of facts. The parties have further agreed on a schedule for submission of the factual stipulations and for the submission of briefs: The parties will prepare and file a joint stipulation of facts by March 31. Plaintiffs will file their initial brief by April 7; the defendants will file their

responsive briefs by April 21; and the plaintiff may file a reply brief by April 28.

Settlement of this case is unlikely.

The parties do not believe that the relevant facts are in dispute; therefore, the parties anticipate a resolution of all issues based upon their submission of dispositive motions. Should a trial become necessary, however, the parties request a final pretrial conference.

Date: February 14, 2006

Edmund Still *
Counsel for Plaintiffs

Theo Lawson *
Counsel for Defendant Hunter

Bert Harman *
Counsel for Defendants Gibson,
Long and Meadows

Margaret L. Fleming
Counsel for Defendant Worley

s/ **Margaret L. Fleming**
Margaret L. Fleming (FLE 001)
Bar Number: ASB-7942-M34M
Assistant Attorney General
Office of the Attorney General
11 S. Union Street
Montgomery, AL 36130-0152
Telephone: (334) 242-7300
Fax: (334) 353-8440
E-mail: mfleming@ago.state.al.us

John J. Park, Jr.
Bar Number: ASB-8382-P62J
Assistant Attorney General
Office of the Attorney General
11 S. Union Street
Montgomery, AL 36130-0152
Telephone: (334) 242-7300
Fax: (334) 353-8440
E-mail: jpark@ago.state.al.us

**Attorneys for Defendant Nancy Worley, in her
Official Capacity as Alabama Secretary of State**

* Signed by Margaret Fleming, by agreement
with counsel 3