

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

3 \_\_\_\_\_ )  
4 NORTH CAROLINA STATE )  
5 CONFERENCE OF THE NAACP, et al., )  
6 Plaintiffs, )

7 v. )

8 PATRICK LLOYD McCRORY, in his )  
9 official capacity as the Governor )  
10 of North Carolina, et al., )  
11 Defendants. )

Civil Action  
No. 1:13-CV-658

12 \_\_\_\_\_ )  
13 LEAGUE OF WOMEN VOTERS OF )  
14 NORTH CAROLINA, et al., )  
15 Plaintiffs, )

16 v. )

17 THE STATE OF NORTH CAROLINA, )  
18 et al., )  
19 Defendants. )

Civil Action  
No. 1:13-CV-660

20 \_\_\_\_\_ )  
21 UNITED STATES OF AMERICA, )  
22 Plaintiff, )

23 v. )

24 THE STATE OF NORTH CAROLINA, )  
25 et al., )  
Defendant. )

Civil Action  
No. 1:13-CV-861

VIDEOTAPED DEPOSITION OF  
ALONZO PHILLIPS

Wednesday  
April 22, 2015  
2:00 P.M.

Scotland Neck Inn  
308 Main Street  
Scotland Neck, North Carolina

Phillips, Alonzo 20150422

A P P E A R A N C E S

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

For the Plaintiff  
United States of America:

U.S. DEPARTMENT OF JUSTICE  
Civil Rights Division, Voting Rights  
BY: AVNER SHAPIRO, ESQ.  
950 Pennsylvania Avenue, N.W.  
Washington, D.C. 20530  
(202) 305-0132  
avner.shapiro@usdoj.gov

For the Defendant The State of  
North Carolina, et al.:

OGLETREE DEAKINS  
BY: MICHAEL D. MCKNIGHT, ESQ.  
4208 Six Forks Road  
Suite 1100  
Raleigh, North Carolina 27609  
(919) 789-3159  
michael.mcknight@ogletreedeakins.com

Also Present:

Brad Smith - Videographer

--oOo--

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

INDEX OF EXAMINATION

WITNESS: ALONZO PHILLIPS

EXAMINATION PAGE

By Mr. Shapiro.....5

By Mr. McKnight.....21

INDEX OF EXHIBITS

NO. DESCRIPTION PAGE

1 Acknowledgement of No Photo Identification.....44

## P R O C E E D I N G S

\* \* \* \* \*

1                    1  
2                    2  
3                    3                    THE VIDEOGRAPHER: On record at two o'clock  
4                    4                    p.m. Today's date is April the 22nd, 2015. And  
5                    5                    this is the videotaped deposition of Mr. Alonzo  
6                    6                    Phillips taken in the matter of the North  
7                    7                    Carolina State Conference of the NAACP, et al.  
8                    8                    versus Patrick Lloyd McCrory in his official  
9                    9                    capacity as the governor of North Carolina, et  
10                   10                   al., with the Case No. 1:13-CV-658; The League of  
11                   11                   Women's (sic) Voters of North Carolina, et al.,  
12                   12                   versus the State of North Carolina, et al., Case  
13                   13                   No. 1:13-CV-660; and the United States of America  
14                   14                   versus the State of North Carolina, Case No.  
15                   15                   1:13-CV-861 in the United States District Court  
16                   16                   of the Middle District of North Carolina.

17                   17                                      Would counsel please now introduce  
18                   18                   themselves, and then our court reporter will  
19                   19                   swear in the witness.

20                   20                                      MR. SHAPIRO: I am Avner Shapiro  
21                   21                   representing the United States, which is a  
22                   22                   Plaintiff in this matter.

23                   23                                      MR. McKNIGHT: I'm Michael McKnight, and  
24                   24                   I'm an attorney with the Ogletree Deakins law  
25                   25                   firm in Raleigh, and we represent the State Board

Phillips, Alonzo 20150422

1 02:01:20 1 of Elections defendants in these matters.

2 2 ALONZO PHILLIPS,

3 3 being duly sworn to tell the truth, the whole truth

4 4 and nothing but the truth, was examined and testified

5 5 as follows:

6 6 THE DEPONENT: I do.

7 7 EXAMINATION

8 02:01:36 8 BY MR. SHAPIRO:

9 02:01:38 9 Q. Good afternoon, Mr. Phillips.

10 02:01:40 10 A. Good afternoon.

11 02:01:42 11 Q. Mr. Phillips, could you please state your

12 02:01:44 12 full name for the record.

13 02:01:46 13 A. Alonzo Phillip.

14 02:01:46 14 Q. Okay. And how old are you, Mr. Phillip?

15 02:01:48 15 A. I'm 61.

16 02:01:52 16 Q. And where do you live?

17 02:01:54 17 A. Uh, [REDACTED].

18 02:02:00 18 Q. And that's Scotland Neck in --

19 02:02:02 19 A. North Carolina.

20 02:02:02 20 Q. -- in Halifax, Northeast North Carolina?

21 02:02:06 21 A. Yes.

22 02:02:06 22 Q. Okay. Thank you.

23 02:02:08 23 And who do you live with?

24 02:02:10 24 A. I live with my mother.

25 02:02:10 25 Q. Okay. Anyone else?

Phillips, Alonzo 20150422

1 02:02:12 1 A. That's it.

2 02:02:14 2 Q. Okay. And, uh, as I understand it, you

3 02:02:18 3 used to live in New York; is that right? The state

4 02:02:18 4 of New York?

5 02:02:18 5 A. Yes, I did.

6 02:02:20 6 Q. And, uh, when did you move to, uh, Scotland

7 02:02:22 7 Neck?

8 02:02:24 8 A. Uh, it was early '90s -- '90, '91, '92 or

9 02:02:32 9 something. Something like that. I don't remember

10 02:02:36 10 the exact year I came down, but it was in the '90s.

11 02:02:40 11 Q. Okay. And, Mr. Phillip, why did you come

12 02:02:44 12 to Scotland Neck in -- in the -- in the '90s?

13 02:02:48 13 A. Take care of my mother.

14 02:02:50 14 Q. Mr. Phillips, what is your -- what are your

15 02:02:54 15 sources of income?

16 02:02:56 16 A. I haven't any.

17 02:02:58 17 Q. Do you do any work?

18 02:03:00 18 A. I do, uh, uh, handy work, uh, like cutting

19 02:03:08 19 grass or painting, you know, uh, different, uh --

20 02:03:14 20 just different jobs, whatever I can do.

21 02:03:16 21 Q. Odd jobs?

22 02:03:16 22 A. Odd jobs.

23 02:03:18 23 Q. Okay. And that translates into about how

24 02:03:22 24 many hours of work on a -- on a typical week?

25 02:03:24 25 A. Uh, maybe -- maybe 10, 15 hours.

1 02:03:32 1 Q. And do you receive food stamps or any other

2 02:03:36 2 government assistance?

3 02:03:38 3 A. I receive food stamps. That's it.

4 02:03:42 4 Q. Okay. And how about your mother? What

5 02:03:44 5 sources of income does she have; do you know?

6 02:03:46 6 A. Uh, her social security, I believe. That's

7 02:03:48 7 it.

8 02:03:48 8 Q. And at the end -- end of the month after

9 02:03:54 9 you take care of the basics like food and paying for

10 02:03:58 10 heating, how much is typically left in your

11 02:04:02 11 household?

12 02:04:02 12 A. There's -- there's nothing left. That's

13 02:04:04 13 it.

14 02:04:06 14 Q. Mr. Phillip, do you own a computer?

15 02:04:14 15 A. No, I don't.

16 02:04:14 16 Q. Does anyone -- does your mother own a

17 02:04:16 17 computer?

18 02:04:16 18 A. No, she don't.

19 02:04:18 19 Q. Does anyone in your household have a cell

20 20 phone?

21 21 A. No.

22 22 Q. Have you --

23 23 THE COURT REPORTER: Mr. -- he can't hear

24 24 you, I think.

25 25 THE VIDEOGRAPHER: We need to go off record

1 1 for a second.

2 2 MR. SHAPIRO: Sure.

3 02:04:30 3 THE VIDEOGRAPHER: I'm sorry. Going off

4 02:04:32 4 record at 2:04 p.m.

5 02:06:20 5 (A discussion was held off the record.)

6 02:06:20 6 THE VIDEOGRAPHER: Back on record at 2:06

7 02:06:24 7 p.m.

8 02:06:24 8 BY MR. SHAPIRO:

9 02:06:26 9 Q. And, Mr. Phillip, do you ever access the

10 02:06:28 10 Internet?

11 02:06:28 11 A. No.

12 02:06:30 12 Q. Do you or your mother own a car?

13 02:06:36 13 A. My mother does.

14 02:06:38 14 Q. She has a car?

15 02:06:38 15 A. She has a car, but she -- she don't, uh --

16 02:06:42 16 she don't drive.

17 02:06:42 17 Q. She doesn't drive?

18 02:06:44 18 A. My brother-in-law drives it.

19 02:06:48 19 Q. Okay. So you have a car on the premises

20 02:06:50 20 or --

21 02:06:50 21 A. No. No. It's at his house.

22 02:06:54 22 Q. It's at his house. Okay. So -- so your

23 02:06:58 23 brother-in-law has a car. But does anyone in your

24 02:07:00 24 household have a car?

25 02:07:02 25 A. She bought it for him.



1 02:07:02 1 Q. She bought it for him?

2 02:07:02 2 A. Yeah.

3 02:07:04 3 Q. But does anyone in your household have a

4 02:07:06 4 car?

5 02:07:06 5 A. No.

6 02:07:06 6 Q. You -- you and your mother --

7 02:07:08 7 A. Nobody has a license.

8 02:07:08 8 Q. Okay. And no one has a license in your

9 02:07:10 9 car. Okay. In your household. Okay. And so how do

10 02:07:14 10 you manage without a car; how do you get about?

11 02:07:18 11 A. I walk, basically -- you know, basic

12 02:07:22 12 places. So like pay bills, or, you know. Basically,

13 02:07:26 13 that's -- I walk.

14 02:07:28 14 Q. Okay. And how often do you find yourself

15 02:07:34 15 asking someone else for a favor to -- to take you by

16 02:07:38 16 car to -- to drive you someplace; how often are you

17 02:07:42 17 asking people, Please do me the favor to drive me

18 02:07:46 18 someplace because I need to get there?

19 02:07:46 19 A. If it's some -- uh, if it's something

20 02:07:50 20 important, uh, maybe -- let's say I have to go down

21 02:07:54 21 to Halifax if something happened or -- or I have to,

22 02:07:58 22 uh, go to the doctor, uh, I would have to ask

23 02:08:04 23 somebody to take me.

24 02:08:06 24 Q. How often does that happen?

25 02:08:06 25 A. Uh --

1 02:08:08 1 Q. Every week?

2 02:08:08 2 A. No.

3 02:08:08 3 Q. Every month?

4 02:08:10 4 A. Every month, yeah.

5 02:08:10 5 Q. Okay.

6 02:08:12 6 A. Basically.

7 02:08:14 7 Q. And when someone does you a favor of

8 02:08:20 8 driving you someplace, do you typically offer to pay

9 02:08:24 9 for the gas?

10 02:08:26 10 A. Yes.

11 02:08:28 11 Q. Okay. Now, Mr. Phillip, I want to ask you

12 02:08:30 12 about, um, voting. Do you vote?

13 02:08:34 13 A. Yes, I do.

14 02:08:34 14 Q. And do you recall voting in sort of big

15 02:08:40 15 national presidential elections; have you voted in

16 02:08:40 16 anything like that?

17 02:08:44 17 A. I don't even -- I don't even remember

18 02:08:46 18 voting -- I don't think I did.

19 02:08:46 19 Q. Have you ever --

20 02:08:48 20 A. I'm not sure.

21 02:08:48 21 Q. Okay. Have you voted in local elections?

22 02:08:52 22 A. Yes, in local.

23 02:08:52 23 Q. Well, what -- what local elections do you

24 02:08:56 24 remember?

25 02:08:56 25 A. Uh, you're talking about, you know, like

1 02:08:58 1 voting for mayor or something like that. I only vote

2 02:09:02 2 for the mayor --

3 02:09:02 3 Q. Okay.

4 02:09:02 4 A. -- of this town.

5 02:09:02 5 Q. Okay.

6 02:09:04 6 A. Other than that, I -- I don't vote.

7 02:09:06 7 Q. Okay. So tell me about that. Which --

8 02:09:10 8 which election do you recall voting in; which

9 02:09:14 9 elections -- mayoral elections do you recall voting

10 02:09:14 10 in?

11 02:09:14 11 A. James Mills.

12 02:09:18 12 Q. Who's that?

13 02:09:18 13 A. Uh, he -- he -- he -- he's my cousin.

14 02:09:22 14 Q. Okay. And you voted for him?

15 02:09:22 15 A. Yes, I did.

16 02:09:24 16 Q. And what did you -- you voted for -- you

17 02:09:26 17 mentioned for mayor. Is that --

18 02:09:26 18 A. Mayor.

19 02:09:28 19 Q. Did you vote for him for mayor?

20 02:09:28 20 A. Yes.

21 02:09:30 21 Q. And, uh, did he win?

22 02:09:32 22 A. Yes, he did.

23 02:09:34 23 Q. Okay. And how did you feel about being

24 02:09:36 24 able to vote in that election to be able to vote for

25 02:09:40 25 him?

1 02:09:40 1 A. Well, he, uh -- he was the first guy that,  
2 02:09:44 2 uh -- black guy that would -- was -- was running and  
3 02:09:48 3 took the time to just run for it. He -- you know, he  
4 02:09:52 4 said he wants to go for it.

5 02:09:52 5 Q. Um-hmm.

6 02:09:54 6 A. So I just supported him on that because  
7 02:09:58 7 they never had a black mayor in -- in Scotland Neck.

8 02:10:02 8 Q. And how important do you think was it  
9 02:10:06 9 for -- for you and others in the community to have  
10 02:10:06 10 some --

11 02:10:08 11 A. They were looking for a change -- make a  
12 02:10:10 12 change, vote more progress and job situations and  
13 02:10:16 13 different other things.

14 02:10:18 14 Q. Um-hmm. Okay. So how important is voting  
15 02:10:22 15 to you and -- given that experience?

16 02:10:24 16 A. It's -- well, it's very important, you  
17 02:10:28 17 know, for -- for, uh, uh, the black community down  
18 02:10:32 18 here for -- for me to vote, uh, to -- to have a  
19 02:10:36 19 say-so. It felt good.

20 02:10:40 20 Q. Mr. Phillip, I want to ask you a few  
21 02:10:46 21 questions about photo IDs. Do you have a photo ID?

22 02:10:52 22 A. No, I don't.

23 02:10:54 23 Q. And, uh, when is the last time you had a  
24 02:10:56 24 photo ID?

25 02:10:58 25 A. When I was in New York.

1 02:11:00 1 Q. When you were in New York?

2 02:11:02 2 A. Yes.

3 02:11:02 3 Q. In -- in the '90s?

4 02:11:02 4 A. Yes.

5 02:11:04 5 Q. Okay. And do you know what happened to

6 02:11:06 6 your -- your ID?

7 02:11:08 7 A. Well, uh, I got robbed. That's why I

8 02:11:12 8 didn't have my -- a lot of my papers like my draft

9 02:11:16 9 card.

10 02:11:16 10 Q. Okay.

11 02:11:16 11 A. Things like that. I got robbed.

12 02:11:20 12 Q. How long ago --

13 02:11:20 13 A. And --

14 02:11:20 14 Q. -- was that?

15 02:11:22 15 A. That's before I come -- you know, came down

16 02:11:24 16 here. I had -- you know, I didn't even -- you know,

17 02:11:28 17 I didn't go back to try to retrieve all this

18 02:11:30 18 information because I knew I was coming down here.

19 02:11:32 19 And I figured maybe I can -- might be able to get

20 02:11:36 20 some of my, uh, identification while I was down here.

21 02:11:40 21 Q. Okay. And you mentioned earlier that you

22 02:11:42 22 receive food stamps?

23 02:11:44 23 A. Yes, I do.

24 02:11:44 24 Q. And you were able to obtain food stamps

25 02:11:48 25 even without a photo ID; is that right?

1 02:11:50 1 A. Right.

2 02:11:50 2 Q. Okay. Now, have you ever gone, uh, to a

3 02:12:00 3 DMV here in North Carolina to attempt to get a photo

4 02:12:04 4 ID?

5 02:12:04 5 A. Roanoke Rapids.

6 02:12:04 6 Q. I'm sorry?

7 02:12:06 7 A. I -- I, uh, went to Roanoke Rapids.

8 02:12:06 8 Q. Roanoke Rapids?

9 02:12:10 9 A. Yes.

10 02:12:10 10 Q. Okay. And how long ago was that?

11 02:12:12 11 A. Oh, that was about -- maybe about 10 years

12 02:12:14 12 ago.

13 02:12:14 13 Q. Okay. And, um, how did you get to -- to

14 02:12:20 14 the DMV office in Roanoke?

15 02:12:22 15 A. Um, my uncle drove me down there.

16 02:12:26 16 Q. Okay. And, uh, is -- is your uncle still

17 02:12:28 17 alive?

18 02:12:30 18 A. No. He's dead.

19 02:12:30 19 Q. And at the time, did you give him any gas

20 02:12:34 20 money to -- to help get you there?

21 02:12:36 21 A. Yes, at all times. Everywhere we go, we do

22 02:12:38 22 that.

23 02:12:38 23 Q. Okay. So what happened when you got to the

24 02:12:42 24 DMV?

25 02:12:42 25 A. Well, I talked with the people and I

1 02:12:46 1 presented my, uh -- whatever I had.

2 02:12:48 2 Q. What did you have?

3 02:12:50 3 A. I had, uh, my social security card, my

4 02:12:54 4 voter's registration card and my birth certificate.

5 02:12:58 5 Q. Okay. And what happened?

6 02:13:00 6 A. They refused to issue me a, uh, photo ID

7 02:13:04 7 card because the -- my first name didn't have the,

8 02:13:12 8 um -- the last letter, which was the O. They spelled

9 02:13:16 9 my name Alonzo without the O.

10 02:13:20 10 Q. So in your birth certificate, it said

11 02:13:22 11 "Alonz" and your --

12 02:13:22 12 A. A-l-o-n-z.

13 02:13:26 13 Q. Z, Alonz?

14 02:13:26 14 A. Yeah.

15 02:13:26 15 Q. And your actual name is Alonzo?

16 02:13:26 16 A. Alonzo.

17 02:13:28 17 Q. And because of the missing O, you weren't

18 02:13:32 18 able to get --

19 02:13:32 19 A. They wouldn't issue.

20 02:13:32 20 Q. -- a photo ID? Even though --

21 02:13:34 21 A. No.

22 02:13:34 22 Q. -- you gave them your -- a -- a birth

23 02:13:36 23 certificate, your voter registration card and your

24 02:13:40 24 social security card --

25 02:13:40 25 A. Right.

1 02:13:40 1 Q. -- that still wasn't enough?

2 02:13:42 2 A. It wasn't enough.

3 02:13:48 3 Q. Okay. So since that experience, have you

4 02:13:52 4 gone to the DMV to try to get an ID?

5 02:13:56 5 A. No, I -- I haven't.

6 02:13:56 6 Q. Okay. And why in all the years since then

7 02:14:00 7 have you not gotten a -- a photo ID?

8 02:14:04 8 A. Well, I didn't -- I -- I didn't actually

9 02:14:06 9 need one, you know, around -- where I was going back

10 02:14:08 10 and forth paying bills and just -- I didn't need no

11 02:14:12 11 photo ID. You know, I mean, I wasn't transnational

12 02:14:18 12 kind of business where I have to present an ID or,

13 02:14:24 13 you know, whatever. It -- you know, I just didn't

14 02:14:26 14 need it.

15 02:14:26 15 Q. And one thing I neglected to ask: When you

16 02:14:32 16 went to the DMV that time, were you, uh, thinking

17 02:14:34 17 that you'd have to pay something for the -- for the

18 02:14:38 18 ID card?

19 02:14:38 19 A. Yes. Yes.

20 02:14:40 20 Q. And how -- how much did you think you would

21 02:14:42 21 have to pay?

22 02:14:44 22 A. It was -- I think it was \$10.

23 02:14:46 23 Q. Okay. And is that also your perception of

24 02:14:52 24 how much it would cost you to get a photo ID now?

25 02:14:56 25 A. Well, yes. Yes.



1 02:14:58 1 Q. Okay. Okay. And, uh, so you, uh,  
2 02:15:04 2 mentioned that you haven't tried to get an ID since  
3 02:15:08 3 that time, and that was roughly 10 years ago?  
4 02:15:10 4 A. Right.  
5 02:15:10 5 Q. Uh, but I understand that, um, you've been  
6 02:15:14 6 thinking about getting an ID again --  
7 02:15:16 7 A. Right.  
8 02:15:16 8 Q. -- is that correct?  
9 02:15:16 9 A. Right.  
10 02:15:18 10 Q. Now, why is that?  
11 02:15:18 11 A. Because you have to have it now to vote.  
12 02:15:22 12 And I want to vote for -- anybody black that's  
13 02:15:26 13 running, I want to be a part of it. I want to put my  
14 02:15:28 14 vote.  
15 02:15:30 15 Q. Okay. And, Mr. Phillip, where have you  
16 02:15:32 16 heard that you need to have an I -- a photo ID in  
17 02:15:36 17 order to vote?  
18 02:15:36 18 A. From the former mayor, my cousin.  
19 02:15:40 19 Q. Okay. And -- and what have you heard about  
20 02:15:44 20 the photo ID requirement from -- from him?  
21 02:15:46 21 A. Well, I hear that I won't be able to vote  
22 02:15:50 22 if I don't have that photo ID. It's mandatory now  
23 02:15:54 23 that you would have -- you have to have a photo ID.  
24 02:15:56 24 Q. And what's your understanding about how  
25 02:16:00 25 much it will cost you to get a -- a photo ID?

1 02:16:04 1 A. Oh. Well, to -- to go back to New York and

2 02:16:12 2 straighten this out or -- I -- or, actually, I -- at

3 02:16:16 3 one time, it was \$25 for a -- to get another, uh,

4 02:16:26 4 birth certificate.

5 02:16:26 5 Q. So when you say straighten it out --

6 02:16:28 6 A. But now I believe it's more because that

7 02:16:30 7 was 10 years ago, and New York is expensive now.

8 02:16:34 8 Q. So you're thinking of trying to straighten

9 02:16:36 9 out your birth certificate so that you --

10 02:16:38 10 A. Yes.

11 02:16:38 11 Q. -- can get a photo ID?

12 02:16:40 12 A. Yes.

13 02:16:40 13 Q. And do you expect to have to pay the \$10

14 02:16:42 14 still to get the photo ID here in addition?

15 02:16:44 15 A. Yes.

16 02:16:46 16 Q. Okay.

17 02:16:46 17 A. You still -- no, uh -- yes, you still would

18 02:16:48 18 have to pay to -- for the -- for them to process it,

19 02:16:52 19 you know.

20 02:16:52 20 Q. I see.

21 02:16:54 21 A. Taking the picture, putting everything

22 02:16:56 22 together. Pay for something. So I figure that's

23 02:16:58 23 what the \$10 is for.

24 02:17:02 24 Q. Okay. And apart from what you heard from

25 02:17:04 25 your cousin, has anyone from the Board of Elections,

1 02:17:10 1 uh, here been in touch with you about the new photo

2 02:17:12 2 ID requirement?

3 02:17:14 3 A. No.

4 02:17:14 4 Q. Have you received anything in the mail

5 02:17:14 5 about the new photo --

6 02:17:14 6 A. I --

7 02:17:16 7 Q. -- ID requirements?

8 02:17:16 8 A. -- haven't received anything in the mail.

9 02:17:20 9 Q. So if your cousin hadn't mentioned the

10 02:17:24 10 voter ID to you, would you be going to the next

11 02:17:28 11 election expecting to vote without --

12 02:17:28 12 A. Expecting to vote without --

13 02:17:30 13 Q. -- without an ID?

14 02:17:30 14 A. -- without the ID.

15 02:17:30 15 Q. Okay.

16 02:17:30 16 A. Right.

17 02:17:34 17 Q. So given that the last time you went and

18 02:17:50 18 tried to get an ID, photo ID, uh, and you weren't

19 02:17:54 19 able to get it, how confident -- how sure are you

20 02:18:02 20 that you'll be able to get it this time?

21 02:18:04 21 A. I'm gonna have to take my chances because

22 02:18:08 22 now they have a -- a place here at the senior citizen

23 02:18:12 23 home here in the Town of Scotland Neck --

24 02:18:12 24 Q. Okay.

25 02:18:14 25 A. -- that make it much easier than going all

1 02:18:16 1 the way to Roanoke Rapids. They have a truck that's

2 02:18:18 2 parked out there, and you can go right in there and

3 02:18:22 3 get processed right there.

4 02:18:22 4 Q. Okay. And how often is that truck in

5 02:18:26 5 Scotland Neck?

6 02:18:26 6 A. It comes the first of the month.

7 02:18:26 7 Q. Okay.

8 02:18:28 8 A. Of every month, it comes on the first.

9 02:18:32 9 Q. And where did you hear about that?

10 02:18:34 10 A. I heard that from my, uh, cousin.

11 02:18:36 11 Q. Okay. And, uh, how do you feel about North

12 02:18:50 12 Carolina's new photo ID requirement for voting?

13 02:18:54 13 A. I think it's -- it's, uh -- I -- it's, um

14 02:19:06 14 -- it's -- it - it's just a obstacle, you know. Um,

15 02:19:10 15 now you got to have a ID when -- when you used to can

16 02:19:16 16 walk in there and just vote. Well, what's the

17 02:19:18 17 purpose of ID? For voting, you know, it's -- it --

18 02:19:22 18 it -- it -- it's not a problem, but, you know, but

19 02:19:24 19 what about me? I can't get one. What about me to

20 02:19:30 20 vote? I want to vote. If I don't have that ID, I

21 02:19:32 21 won't be able to vote.

22 02:19:36 22 And then so a lot of people I know -- a lot

23 02:19:40 23 of people around here, when voting time comes,

24 02:19:42 24 they're going to be like me. What? A photo ID? I

25 02:19:46 25 got a registration card. No, you can't vote. And

1 02:19:52 1 standing on line, going up there and they telling you

2 02:19:56 2 you can't vote, it will be a big disappointment.

3 02:20:02 3 I know one thing you can do for free is

4 02:20:06 4 that -- that you can go at least vote if you don't do

5 02:20:10 5 nothing else. And now it's made that difficult with

6 02:20:12 6 the photo ID because I can't get one because of my

7 02:20:16 7 register -- uh, by birth certificate. Until I

8 02:20:22 8 straighten that out, I won't be able to vote.

9 02:20:28 9 MR. SHAPIRO: All right. Mr. Phillip,

10 02:20:30 10 thank you. Thank you. No -- no further

11 02:20:32 11 questions.

12 02:20:32 12 EXAMINATION

13 02:20:32 13 BY MR. McKNIGHT:

14 02:20:34 14 Q. Good afternoon, Mr. Phillips. Is it

15 02:20:36 15 Mr. Phillip or Phillips?

16 02:20:38 16 A. Phillips.

17 02:20:38 17 Q. Okay. Good -- Mr. Phillips, uh, again, my

18 02:20:42 18 name is Michael McKnight. We met earlier this

19 02:20:46 19 afternoon, uh, when I was coming in the door, but I

20 02:20:46 20 represent the State Board of Elections defendants in

21 02:20:50 21 this matter, and I just want to follow up on some of

22 02:20:52 22 the issues that Mr. Shapiro's already addressed with

23 02:20:54 23 you.

24 02:20:54 24 And some of these questions -- I hope

25 02:20:56 25 you'll pardon me. Some of them may seem like they're

1 02:20:58 1 getting into personal information and things of that  
2 02:21:02 2 nature. And I'm not trying to get in your business  
3 02:21:04 3 or anything like that, but I am trying to collect  
4 02:21:06 4 some information that may help us as -- as it relates  
5 02:21:10 5 to the claims that the United States has raised in  
6 02:21:12 6 this lawsuit.

7 02:21:14 7 So my first question for you is have you  
8 02:21:18 8 ever used or gone by any other names than Alonzo  
9 02:21:22 9 Phillips?

10 02:21:22 10 A. No.

11 02:21:24 11 Q. Okay. And what is your date of birth,  
12 02:21:26 12 Mr. Phillips?

13 02:21:26 13 A. [REDACTED]

14 02:21:28 14 Q. So that would be [REDACTED]?

15 02:21:32 15 A. Yes.

16 02:21:32 16 Q. [REDACTED]. And where were you born,  
17 02:21:36 17 Mr. Phillips?

18 02:21:38 18 A. In, uh, Brooklyn, New York.

19 02:21:40 19 Q. And were you born in a hospital or  
20 02:21:44 20 somewhere else?

21 02:21:44 21 A. In a hospital.

22 02:21:44 22 Q. Okay. And do you know which one?

23 02:21:46 23 A. Kings County.

24 02:21:50 24 Q. And I think you testified earlier that you  
25 02:21:54 25 do have a copy of your birth certificate; is that --

1 02:21:54 1 A. Yes.

2 02:21:56 2 Q. -- right? Okay. And the name on your

3 02:21:58 3 birth certificate is spelled correctly except for the

4 02:22:02 4 fact that the O --

5 02:22:02 5 A. The first name is -- the O is missing.

6 02:22:04 6 That's all.

7 02:22:06 7 Q. Okay. And I think you also mentioned, too,

8 02:22:08 8 that you have a social security card; is that right?

9 02:22:10 9 A. Yes.

10 02:22:10 10 Q. And how is your name spelled on that social

11 02:22:14 11 security card?

12 02:22:14 12 A. With a O.

13 02:22:16 13 Q. And I think you mentioned, too, that you

14 02:22:20 14 have a, uh, voter registration card here in North

15 02:22:24 15 Carolina; is that right?

16 02:22:24 16 A. Yes.

17 02:22:24 17 Q. And how is your name spelled on that voter

18 02:22:28 18 registration card?

19 02:22:28 19 A. With a O.

20 02:22:34 20 Q. And when you registered to vote here in

21 02:22:36 21 North Carolina initially, do you know when that was?

22 02:22:38 22 A. Uh -- the exact, uh, year, no, I'm not --

23 02:22:46 23 not sure about the exact year when I got the -- the

24 02:22:50 24 registration card. I'm not sure about that, what

25 02:22:52 25 year it was.

1 02:22:54 1 Q. Well, would that have been in the 1990s  
2 02:22:56 2 when you moved here?

3 02:22:58 3 A. Yes. That would have been along there.

4 02:23:00 4 Q. And before the 1990s, had you ever lived in  
5 02:23:02 5 North Carolina before?

6 02:23:02 6 A. Never.

7 02:23:02 7 Q. And so between 1952 and the 1990s when you  
8 02:23:08 8 moved here to North Carolina, were you living in New  
9 02:23:10 9 York during that time?

10 02:23:10 10 A. Yes.

11 02:23:10 11 Q. Okay. And were you ever registered to vote  
12 02:23:14 12 in New York?

13 02:23:14 13 A. Yes, I was.

14 02:23:14 14 Q. Okay. And -- and -- and do you know what  
15 02:23:16 15 county in New York you were registered to vote in?

16 02:23:20 16 A. In Brooklyn.

17 02:23:22 17 Q. And, Mr. Phillips, since you've been  
18 02:23:36 18 registered to vote here in North Carolina, have you  
19 02:23:38 19 always been registered to vote in Halifax County?

20 02:23:42 20 A. Yes.

21 02:23:42 21 Q. Okay. And did you attend high school in  
22 02:23:46 22 New York?

23 02:23:46 23 A. Yes.

24 02:23:46 24 Q. Okay. And did you graduate from high  
25 02:23:48 25 school there?



1 02:23:48 1 A. No.

2 02:23:48 2 Q. Okay. And since high school, have you  
3 02:23:52 3 attended any other type of school or any other kind  
4 02:23:56 4 of study?

5 02:23:56 5 A. No.

6 02:23:58 6 Q. And I believe you testified that your  
7 02:24:02 7 address was [REDACTED]

8 02:24:08 8 [REDACTED]; is that right?

9 02:24:08 9 A. Yes.

10 02:24:08 10 Q. And how long has that been your address?

11 02:24:10 11 A. About 15 years.

12 02:24:14 12 Q. And that has been your address since you  
13 02:24:16 13 moved to North Carolina --

14 02:24:18 14 A. Yes.

15 02:24:18 15 Q. -- in the '90s to help your mother?

16 02:24:20 16 A. Yes.

17 02:24:20 17 Q. Okay. And have you been registered to vote  
18 02:24:22 18 at that address the whole time that you've lived  
19 02:24:24 19 there?

20 02:24:24 20 A. Yes.

21 02:24:26 21 Q. And when you went to get your voter  
22 02:24:28 22 registration card when you went to register to vote  
23 02:24:32 23 in North Carolina, did you have any trouble getting  
24 02:24:34 24 registered to vote on account of your name?

25 02:24:36 25 A. No.

1 02:24:40 1 Q. And the house that is at, uh, [REDACTED]  
2 02:24:44 2 [REDACTED], is that a house that  
3 02:24:48 3 your mother owns?  
4 02:24:48 4 A. Yes.  
5 02:24:48 5 Q. Okay. And do you have to pay her any rent  
6 02:24:50 6 or anything like that?  
7 02:24:52 7 A. No, I don't.  
8 02:24:52 8 Q. And for that house, I assume that you have  
9 02:25:00 9 some utility bills, right? You would have some --  
10 02:25:00 10 A. Yes.  
11 02:25:02 11 Q. -- electricity?  
12 02:25:04 12 A. Yes.  
13 02:25:04 13 Q. Do you have gas?  
14 02:25:04 14 A. Yes.  
15 02:25:04 15 Q. Okay. How about water?  
16 02:25:06 16 A. Yes.  
17 02:25:06 17 Q. Okay. And do those bills come to the house  
18 02:25:10 18 in the mail?  
19 02:25:10 19 A. Yes.  
20 02:25:12 20 Q. Okay. And whose name is on --  
21 02:25:14 21 A. Hattie.  
22 02:25:14 22 Q. -- those bills?  
23 02:25:16 23 A. Hattie Phillips.  
24 02:25:18 24 Q. Hattie Phillips?  
25 02:25:18 25 A. Yes.

1 02:25:20 1 Q. Okay. And is your name on any of those  
2 02:25:20 2 bills?  
3 02:25:20 3 A. No, it's not.  
4 02:25:22 4 Q. And, Mr. Phillips, do you have a, uh, cell  
5 02:25:26 5 phone?  
6 02:25:26 6 A. No, I don't.  
7 02:25:28 7 Q. Okay. And do you have a telephone, um,  
8 02:25:36 8 in -- in the home at, uh, [REDACTED] --  
9 02:25:40 9 A. Yes.  
10 02:25:40 10 Q. -- [REDACTED] ?  
11 02:25:40 11 A. Yes.  
12 02:25:40 12 Q. You do?  
13 02:25:42 13 A. Yes.  
14 02:25:40 14 Q. Okay. And is that in your mother's name?  
15 02:25:40 15 A. Yes.  
16 02:25:48 16 Q. And, Mr. Phillips, how do you receive  
17 02:25:52 17 your -- your mail? Does it come, uh, to the house at  
18 02:25:56 18 [REDACTED] --  
19 02:25:56 19 A. Yes, it comes to the house.  
20 02:25:56 20 Q. Okay.  
21 02:25:58 21 A. The mailman.  
22 02:26:00 22 Q. Okay. I didn't know if you had a P.O. box  
23 02:26:00 23 or something --  
24 02:26:00 24 A. No.  
25 02:26:02 25 Q. -- like that?

1 02:26:02 1 A. The mailman.

2 02:26:02 2 Q. All right. And do you ever have to send  
3 02:26:04 3 letters by mail?

4 02:26:06 4 A. Yes.

5 02:26:06 5 Q. Okay. So if a letter has your name on it  
6 02:26:08 6 and the address is [REDACTED]

7 02:26:14 7 [REDACTED], you would typically get that?

8 02:26:14 8 A. Yes.

9 02:26:14 9 Q. Okay.

10 02:26:14 10 A. 316.

11 02:26:20 11 Q. 316. Thank you.

12 02:26:24 12 Do you have a bank account, Mr. Phillips?

13 02:26:26 13 A. No, I don't.

14 02:26:26 14 Q. Okay. And the money that you earn, is that  
15 02:26:30 15 all in cash or do you ever have to -- do you ever get  
16 02:26:32 16 a check?

17 02:26:32 17 A. No. It's all in cash.

18 02:26:36 18 Q. Okay. And for the money that you earn, do  
19 02:26:40 19 you ever have to file income taxes on that money?

20 02:26:44 20 A. No.

21 02:26:44 21 Q. Okay. And does your mother or anyone else  
22 02:26:46 22 claim you as an dependent on their income tax  
23 02:26:50 23 returns?

24 02:26:52 24 A. No.

25 02:26:52 25 Q. Do you know if your mother files income --

1 02:26:52 1 A. No, she don't.

2 02:26:54 2 Q. -- tax returns? Okay. And have you ever  
3 02:27:00 3 been married, Mr. Phillips?

4 02:27:00 4 A. No, I haven't.

5 02:27:02 5 Q. And do you have any children?

6 02:27:02 6 A. No.

7 02:27:08 7 Q. And I think you said you currently perform  
8 02:27:10 8 odd jobs for money --

9 02:27:12 9 A. Yeah.

10 02:27:12 10 Q. -- around -- is that around here in  
11 02:27:14 11 Scotland Neck or do you have to go other places?

12 02:27:14 12 A. Just around here in Scotland Neck. That's  
13 02:27:18 13 all.

14 02:27:18 14 Q. And during the time that you've lived  
15 02:27:20 15 here in North Carolina, have you ever been employed  
16 02:27:24 16 by -- by an employer?

17 02:27:26 17 A. No.

18 02:27:26 18 Q. And when you were working in New York, did  
19 02:27:32 19 you have a -- a job there or did you work for  
20 02:27:36 20 yourself there?

21 02:27:36 21 A. I had a job there.

22 02:27:36 22 Q. Okay.

23 02:27:38 23 A. I worked -- I worked -- I done ware --  
24 02:27:40 24 warehouse work.

25 02:27:42 25 Q. Like loading and unloading?

1 02:27:46 1 A. Yes.

2 02:27:46 2 Q. Okay. And did you work for any particular  
3 02:27:50 3 company there?

4 02:27:50 4 A. Uh, Sun Mark Foods.

5 02:27:54 5 Q. And was that in Brooklyn or somewhere else?

6 02:27:58 6 A. In Brooklyn.

7 02:28:02 7 Q. And I believe you testified earlier that  
8 02:28:04 8 your income comes from doing odd jobs --

9 02:28:04 9 A. Yes.

10 02:28:08 10 Q. -- around town.

11 02:28:08 11 A. Actually, I want to make it clear. I don't  
12 02:28:12 12 really need no money that -- you know, for what was  
13 02:28:14 13 here in this town. You don't real -- clothes, I  
14 02:28:16 14 don't worry about that. I have uncles, aunts. They  
15 02:28:22 15 buy all that stuff. All I have to do is stay there  
16 02:28:26 16 and take care of my mother, actually. I don't even  
17 02:28:28 17 have to do the odd jobs.

18 02:28:28 18 Q. Um-hmm.

19 02:28:30 19 A. I don't really need no money because I  
20 02:28:32 20 don't go nowhere. There's nowhere to go down here.

21 02:28:34 21 Q. So other people provide you --

22 02:28:34 22 A. Yeah. They'll --

23 02:28:36 23 Q. -- with clothes and --

24 02:28:38 24 A. They -- they'll -- they'll come down from  
25 02:28:38 25 New York and bring me stuff and stuff like that.

1 02:28:42 1 They -- and the only thing I pay for is cigarettes.

2 02:28:46 2 I actually, you know -- I don't really need a whole

3 02:28:50 3 bunch of money because I don't go nowhere. There's

4 02:28:54 4 nowhere to go.

5 02:28:56 5 Q. Um --

6 02:28:58 6 A. I'm not young anymore, so, you know,

7 02:29:00 7 (gesturing).

8 02:29:04 8 Q. And in -- in terms of -- of other income, I

9 02:29:08 9 think you -- you said that you had applied for food

10 02:29:10 10 stamps; is that right?

11 02:29:12 11 A. Yes.

12 02:29:12 12 Q. Okay. And do you remember when you applied

13 02:29:12 13 for food stamps?

14 02:29:14 14 A. Uh, I -- I think it was at -- Hurricane

15 02:29:20 15 Floyd was here, you know, for, uh, people who were

16 02:29:24 16 applying in Roanoke Rapids for food stamps. That's

17 02:29:28 17 when I applied then. And I've been getting them ever

18 02:29:32 18 since.

19 02:29:32 19 Q. Did you go to Roanoke Rapids to apply for

20 02:29:36 20 those food stamps?

21 02:29:36 21 A. Yes.

22 02:29:36 22 Q. And do you remember specifically where in

23 02:29:40 23 Roanoke Rapids you went to do that?

24 02:29:42 24 A. No, I don't remember.

25 02:29:42 25 Q. Okay. And -- and so that would have been

1 02:29:44 1 around 2000, 2001 when Hurricane Floyd was here?

2 02:29:50 2 Maybe 1999? I can't remember.

3 02:29:52 3 A. Something. I can't remember myself, you  
4 02:29:52 4 know, when it -- when it happened, but I know there  
5 02:29:54 5 was a big flood here in North Carolina.

6 02:29:56 6 Q. You --

7 02:29:56 7 A. And a lot of people had to go for it.

8 02:30:00 8 There was a lot of things -- a lot of people homes  
9 02:30:02 9 got destroyed. And some people had to be relocated.

10 02:30:08 10 And, you know, everybody was down there for food  
11 02:30:10 11 stamps, whatever they can get.

12 02:30:12 12 Q. And did you have to relocate as a result of  
13 02:30:16 13 that?

14 02:30:16 14 A. No.

15 02:30:16 15 Q. Okay.

16 02:30:16 16 A. I didn't.

17 02:30:16 17 Q. Okay.

18 02:30:18 18 A. It didn't affect our -- Scotland Neck too  
19 02:30:20 19 bad.

20 02:30:22 20 Q. And have you been receiving food stamps  
21 02:30:24 21 since that time?

22 02:30:26 22 A. Yes.

23 02:30:26 23 Q. And do you know -- remember, uh, what you  
24 02:30:28 24 had to do in order to apply for food stamps?

25 02:30:32 25 A. Just fill out a application.



1 02:30:34 1 Q. And what did that application entail, if  
2 02:30:38 2 you remember?

3 02:30:38 3 A. Where you stay or do you have income. And  
4 02:30:46 4 basically that was it.

5 02:30:48 5 Q. Did you have to provide them with a copy of  
6 02:30:50 6 your social security card?

7 02:30:52 7 A. Uh, yes.

8 02:30:54 8 Q. Okay. And did you have to provide them  
9 02:30:56 9 with a copy of your birth certificate?

10 02:30:56 10 A. No.

11 02:30:58 11 Q. Okay. And did you have to provide them  
12 02:31:02 12 with something showing where your address was?

13 02:31:04 13 A. Yes.

14 02:31:04 14 Q. Okay. And do you remember what sort of  
15 02:31:08 15 document you provided them to show them what your  
16 02:31:12 16 address was here in Scotland Neck?

17 02:31:14 17 A. Uh, I had a -- a -- a letter. I just  
18 02:31:16 18 brought a letter with what was sent to me through the  
19 02:31:20 19 mail. And I -- with the address and my name on it.

20 02:31:24 20 Q. And what kind of letter was that?

21 02:31:26 21 A. Uh, it was a -- just a regular letter.  
22 02:31:30 22 Junk mail or whatever, you know. And it just had my  
23 02:31:32 23 address. And that's all they wanted to know is to  
24 02:31:34 24 verify where I stayed.

25 02:31:36 25 Q. Okay. And do you still get mail like that

1 02:31:40 1 today that has your address on it?

2 02:31:42 2 A. Yes.

3 02:31:46 3 Q. And I think you said that you attempted to  
4 02:31:54 4 get a, uh, photo ID about 10 years ago --

5 02:31:56 5 A. Yes.

6 02:31:56 6 Q. -- is that right? And what sort of photo  
7 02:32:00 7 ID were you trying to get? Were you trying to get a  
8 02:32:00 8 driver's license or --

9 02:32:02 9 A. No --

10 02:32:02 10 Q. -- just an ID?

11 02:32:02 11 A. -- I wasn't trying -- just a regular photo  
12 02:32:04 12 ID.

13 02:32:06 13 Q. Okay. And why were you trying to get a  
14 02:32:10 14 regular photo ID 10 years ago?

15 02:32:12 15 A. Well, um, when I was applying for food  
16 02:32:18 16 stamps, they was asking me do I have a photo ID, and,  
17 02:32:22 17 uh, somehow they gave me one anyway without the, uh,  
18 02:32:24 18 photo ID. And they just said, You should get one.  
19 02:32:32 19 And I told them I can't get one. I said, I already  
20 02:32:34 20 been down there, and they wouldn't issue me one. But  
21 02:32:38 21 they -- then they let me go. Some kind of way they  
22 02:32:42 22 just let me go, and they said, Okay, that's okay.

23 02:32:44 23 Q. So your application or attempt to get a  
24 02:32:48 24 photo ID was to help you --

25 02:32:48 25 A. Yes.

1 02:32:52 1 Q. -- obtain food stamps; is that right?

2 02:32:54 2 A. Yes.

3 02:32:54 3 Q. That's why you were applying for that?

4 02:32:54 4 A. Um-hmm.

5 02:32:56 5 Q. Okay. And then after you were not able to

6 02:32:58 6 obtain one --

7 02:33:00 7 A. I never -- you -- you know, I -- I -- after

8 02:33:02 8 they turned me down, you know, there was no reason

9 02:33:06 9 for me to go back unless I have the correct papers or

10 02:33:10 10 whatever what they was asking for. In order to do

11 02:33:16 11 that, I knew I would have to go back to New York, and

12 02:33:18 12 I'm not going back to New York just for an ID, I

13 02:33:22 13 said. That's what I said to myself.

14 02:33:24 14 Q. And the person who told you that getting a

15 02:33:28 15 photo ID would be an issue because of the, uh, O that

16 02:33:34 16 was left off of your name on your birth certificate,

17 02:33:36 17 who was that person who told you that?

18 02:33:38 18 A. That was, uh, somebody at the DMV in

19 02:33:42 19 Roanoke Rapids. It was a woman that said that she

20 02:33:46 20 wouldn't accept it. And I said, Well, my mother's

21 02:33:50 21 here. Will you take her word? I was trying to get

22 02:33:54 22 it. I said, Well, what, uh, ID do you need? She

23 02:33:56 23 right here. She birthed me. She should know who I

24 02:34:00 24 am and what my name is. She wouldn't -- she wouldn't

25 02:34:02 25 even talk to her. She said, No, we can't do that.

1 02:34:12 1 Q. And, Mr. Phillips, have you ever looked  
2 02:34:20 2 into whether, uh, there are public transportation  
3 02:34:26 3 options available here in Scotland Neck to -- to take  
4 02:34:28 4 you places that you need to go?

5 02:34:30 5 A. Uh -- well, I don't need to, uh -- uh,  
6 02:34:32 6 well, there's no -- there's no -- it's not a -- a --  
7 02:34:36 7 a problem of me going anywhere, but I just -- you  
8 02:34:40 8 know, it's not important. If there's something  
9 02:34:42 9 important, I have to be this -- at this particular  
10 02:34:44 10 place, I would, uh -- I would be there. I would get  
11 02:34:48 11 the transportation.

12 02:34:48 12 Q. So are you saying that you don't need  
13 02:34:52 13 public transportation --

14 02:34:54 14 A. No.

15 02:34:54 15 Q. -- in order --

16 02:34:54 16 A. I don't --

17 02:34:54 17 Q. -- to get places you need to be?

18 02:34:54 18 A. -- really need it.

19 02:34:56 19 Q. Okay.

20 02:34:56 20 A. Unh-unh.

21 02:34:56 21 Q. Okay. And so if you need to be somewhere,  
22 02:34:58 22 I think you said your uncle --

23 02:34:58 23 A. Yeah.

24 02:34:58 24 Q. -- will drive you sometimes?

25 02:35:02 25 A. Yeah. If it's important, he'll do that.

1 02:35:04 1 Q. And how about your -- your brother-in-law?

2 02:35:06 2 I understand your mother bought him a car?

3 02:35:06 3 A. Yes.

4 02:35:08 4 Q. Will your brother-in-law give you a ride?

5 02:35:08 5 A. Yes.

6 02:35:10 6 Q. And does -- does -- does he -- does he make

7 02:35:10 7 you pay him back for gas even though your mother

8 02:35:14 8 bought him the car?

9 02:35:14 9 A. Yes.

10 02:35:14 10 Q. Okay. Okay. And how about when you need

11 02:35:18 11 to go to the grocery store; how do you --

12 02:35:18 12 A. He'll take me.

13 02:35:20 13 Q. Okay. Who -- who is that?

14 02:35:22 14 A. My, um, brother-in-law.

15 02:35:24 15 Q. He'll take you to the grocery store?

16 02:35:24 16 A. Yeah, he'll take me.

17 02:35:26 17 Q. Do you ever have to go to the drugstore?

18 02:35:28 18 A. Uh, drugstore? I can walk there.

19 02:35:30 19 Q. Okay. And are you involved in any other

20 02:35:32 20 sort of community activities; like, for example, do

21 02:35:34 21 you go to church anywhere, anything like that?

22 02:35:36 22 A. No.

23 02:35:38 23 Q. And I think you mentioned that sometimes

24 02:35:42 24 you have to go to doctors' appointments; is that

25 02:35:44 25 right?

1 02:35:44 1 A. Yes. I walk there too.

2 02:35:44 2 Q. And are all your doctors here in Scotland  
3 02:35:48 3 Neck?

4 02:35:48 4 A. Yes.

5 02:35:48 5 Q. Have you ever had to go out of town for a  
6 02:35:52 6 doctor's appointment?

7 02:35:52 7 A. No.

8 02:35:54 8 Q. Okay. And when you go to the doctor, how  
9 02:35:56 9 do you pay for that; do you -- do you have health  
10 02:35:58 10 insurance?

11 02:35:58 11 A. I have -- I have, uh, uh, some kind of  
12 02:36:00 12 health plan where I pay \$10 a visit every time I -- I  
13 02:36:04 13 visit.

14 02:36:06 14 Q. Okay. And is that -- is that a -- is that  
15 02:36:08 15 a government health plan like Medicaid or something  
16 02:36:10 16 like that?

17 02:36:10 17 A. Something like that.

18 02:36:10 18 Q. Okay. And did you have to apply for that?

19 02:36:12 19 A. Yes.

20 02:36:12 20 Q. And what did you have to do to -- when you  
21 02:36:16 21 -- when you applied for your -- your, uh, health  
22 02:36:18 22 plan?

23 02:36:18 23 A. Uh, just fill out a form.

24 02:36:20 24 Q. And what did that form ask you; do you  
25 02:36:24 25 remember?

1 02:36:24 1 A. Uh, well, I had to read the form or  
2 02:36:30 2 something like that, and then they just told me to  
3 02:36:32 3 sign it. And that was it. It wasn't like a lot of  
4 02:36:34 4 stuff I had to fill out.

5 02:36:36 5 Q. Did you have to provide anybody with a  
6 02:36:38 6 social security card for that form?

7 02:36:40 7 A. Yes.

8 02:36:40 8 Q. Okay. And how about a birth certificate?

9 02:36:42 9 A. No.

10 02:36:42 10 Q. Okay. And did you have to provide, uh,  
11 02:36:46 11 something showing, uh, what your address was here in  
12 02:36:48 12 Scotland Neck?

13 02:36:50 13 A. No. I just put my address down.

14 02:36:52 14 Q. And do you remember when you applied for  
15 02:36:54 15 that health plan?

16 02:36:56 16 A. Um, it must have been about a year ago.

17 02:37:00 17 Q. Did you have to go somewhere to apply for  
18 02:37:06 18 that?

19 02:37:06 19 A. No. I went right straight in the -- to the  
20 02:37:08 20 clinic right here in Scotland Neck.

21 02:37:10 21 Q. So someone at the clinic --

22 02:37:10 22 A. They had -- yeah. They had somebody  
23 02:37:14 23 representing the -- these -- these hospital plans  
24 02:37:18 24 right there. All you had to do is go in there and  
25 02:37:22 25 see the lady and, uh, sign them.

1 02:37:24 1 Q. Okay. When you've gone to the doctor, has  
2 02:37:26 2 anyone at the doctor's office ever asked, uh, to see  
3 02:37:30 3 a photo ID?

4 02:37:30 4 A. No.

5 02:37:32 5 Q. Okay. And I think you said when you --  
6 02:37:34 6 when you applied for food stamps, they recommended  
7 02:37:38 7 that you get a photo ID; is that right?

8 02:37:38 8 A. Yes. They said you should get one.

9 02:37:40 9 Q. And did they tell you any particular reason  
10 02:37:44 10 why that was?

11 02:37:44 11 A. I wanted to know myself because, uh, I  
12 02:37:46 12 don't -- I -- you know, I don't need it actually.  
13 02:37:52 13 Until the -- when they say something about voting. I  
14 02:37:56 14 wouldn't -- I wouldn't think about no ID because I  
15 02:37:58 15 don't need it. I don't need anything. To go to the  
16 02:38:04 16 store and pay bills, I don't need an ID. And that's  
17 02:38:04 17 -- that's all I do.

18 02:38:08 18 Q. And -- and I think you men -- you  
19 02:38:08 19 mentioned, so I want to -- I want to ask you about  
20 02:38:10 20 that. You said you go to the store to pay bills and  
21 02:38:12 21 -- what -- what sort of bills do you --

22 02:38:14 22 A. I pay --

23 02:38:14 23 Q. -- do you pay?

24 02:38:18 24 A. -- um, the -- the gas and electric bill and  
25 02:38:20 25 the -- that's it. The telephone bill, we pay by



1 02:38:24 1 mail. The cable, we pay by mail.

2 02:38:28 2 Q. And when you pay those bills --

3 02:38:30 3 A. I only pay the bills that's here in town.

4 02:38:34 4 The rest be sent out by mail. Insurance and all that

5 02:38:40 5 stuff there.

6 02:38:40 6 Q. And Mr. Shapiro had asked you about what

7 02:38:46 7 you remembered about voting. And -- and so I want to

8 02:38:50 8 ask you some more questions about, uh, when you

9 02:38:54 9 remember voting. Do -- do you remember voting at all

10 02:38:58 10 last year?

11 02:38:58 11 A. Yes, I did.

12 02:39:00 12 Q. Did you -- did you vote in No -- November

13 02:39:02 13 of last year?

14 02:39:04 14 A. Yes, I did.

15 02:39:04 15 Q. And do you -- did you remember voting in --

16 02:39:08 16 in May of last year, too, or just November?

17 02:39:12 17 A. Just -- just in November.

18 02:39:14 18 Q. Okay. And when you went to vote in

19 02:39:16 19 November, where did you go vote?

20 02:39:18 20 A. At the, uh, senior citizen home. I mean

21 02:39:22 21 not senior citizen -- senior citizen building.

22 02:39:24 22 Q. And where is that?

23 02:39:26 23 A. That's right here on Main Street.

24 02:39:28 24 Q. And how far away is that from your house?

25 02:39:32 25 A. From here -- from -- from my house? Oh,

1 02:39:36 1 maybe a half a mile.

2 02:39:38 2 Q. And how did you get there to vote?

3 02:39:40 3 A. I walked.

4 02:39:42 4 Q. And did you vote on Election Day or did you  
5 02:39:46 5 vote early?

6 02:39:46 6 A. I voted on Election Day.

7 02:39:48 7 Q. And in other elections that you voted in,  
8 02:39:52 8 how have you typically voted; do you vote early or on  
9 02:39:54 9 Election Day or --

10 02:39:56 10 A. No. I just vote on Election Day.

11 02:39:58 11 Q. Okay. And why do you like to vote on  
12 02:40:00 12 Election Day?

13 02:40:02 13 A. Because everybody like to vote early, and,  
14 02:40:04 14 uh, it'd be less people.

15 02:40:06 15 Q. You think there -- there will be less  
16 02:40:08 16 people on Election --

17 02:40:08 17 A. There -- there be less people on Election  
18 02:40:08 18 Day.

19 02:40:12 19 Q. And have you ever used an absentee ballot  
20 02:40:14 20 that you mailed in to vote?

21 02:40:16 21 A. No.

22 02:40:18 22 Q. And when you went to vote at the senior  
23 02:40:24 23 center in November of last year, do you remember a  
24 02:40:28 24 poll worker telling you that you would need a photo  
25 02:40:32 25 ID in order to vote?

1 02:40:34 1 A. Yes.

2 02:40:34 2 Q. Okay. So --

3 02:40:36 3 A. I didn't really think they -- they were  
4 02:40:38 4 serious, to tell you the truth. I really didn't.

5 02:40:42 5 Q. Okay. Well, tell -- tell me about now when  
6 02:40:44 6 your -- when your cousin, Mr. Mills, uh, told you you  
7 02:40:48 7 would need a photo ID. Do you know -- was that  
8 02:40:48 8 before the election in November or afterwards?

9 02:40:52 9 A. This was afterwards.

10 02:40:52 10 Q. Okay. So you first heard about the photo  
11 02:40:58 11 ID requirement when you went to vote in November of  
12 02:41:00 12 this year?

13 02:41:00 13 A. I heard about it, but, you know, I didn't,  
14 02:41:04 14 um -- I couldn't believe that. I just -- I said,  
15 02:41:06 15 That'll never happen.

16 02:41:08 16 Q. So you said you thought they weren't  
17 02:41:10 17 serious?

18 02:41:10 18 A. Yeah. I didn't think they were serious.

19 02:41:12 19 Q. Okay. Did you ask anybody, Are you  
20 02:41:14 20 serious?

21 02:41:14 21 A. No. I didn't ask anybody. I just forgot  
22 02:41:18 22 all about it. I said, I guess -- as -- I figured  
23 02:41:22 23 they would let me still vote with that registration  
24 02:41:24 24 card, but then I found out they -- they serious about  
25 02:41:28 25 this ID. They very serious about that.

1 02:41:30 1 Q. And when did you find out that you couldn't  
2 02:41:34 2 vote with a registration card?

3 02:41:34 3 A. Uh, I found out this year. I mean, it --  
4 02:41:38 4 through my cousin. And he said, You better get ready  
5 02:41:42 5 because they coming after us. So I said, Well ...

6 02:41:46 6 Q. And -- and what -- what do you -- what did  
7 02:41:50 7 you understand him to mean by that?

8 02:41:52 8 A. In other words, if -- if you want to vote,  
9 02:41:54 9 you better try to get your, um, ID card.

10 02:41:58 10 Q. And when you went to vote in November of  
11 02:42:04 11 last year, do you remember a poll worker asking you  
12 02:42:08 12 if you had a photo ID?

13 02:42:10 13 A. Uh, yes.

14 02:42:10 14 Q. Okay. And do you remember completing a  
15 02:42:14 15 form that said you did not have a voter ID?

16 02:42:18 16 A. No. I never, uh, you know, filled out any  
17 02:42:20 17 form or anything like that.

18 02:42:22 18 Q. All right. Mr. Phillips, I want to hand  
19 02:42:24 19 you a document then. I'm going to give a copy to  
20 02:42:28 20 Mr. Shapiro here, and I'm going to mark this document  
21 02:42:30 21 as -- we're going to call this Phillips Exhibit 1.  
22 02:42:40 22 And I can mark it if that's easier.

23 02:42:46 23 (Phillips Exhibit 1 is marked for  
24 02:42:46 24 identification.)

25 02:42:56 25 BY MR. McKNIGHT:

1 02:42:56 1 Q. Mr. Phillips, I want to give you a moment  
2 02:43:00 2 to review this document, and then let me know if  
3 02:43:06 3 you're ready for some questions.

4 02:43:06 4 A. (Reading).

5 02:45:58 5 Q. And, Mr. Phillips, do you remember  
6 02:46:00 6 receiving a letter like this in the mail at any time?

7 02:46:04 7 A. I never received one.

8 02:46:06 8 Q. And you said you also don't remember saw --  
9 02:46:12 9 signing a document that says Acknowledgement of No  
10 02:46:16 10 Photo Identification?

11 02:46:18 11 A. No.

12 02:46:18 12 Q. And were you aware that the, uh, State  
13 02:46:22 13 Board of Elections would assist you in obtaining a  
14 02:46:26 14 photo identification if you need help in obtaining a  
15 02:46:30 15 photo identification?

16 02:46:30 16 A. No. I --

17 02:46:32 17 MR. SHAPIRO: Objection. Assumes facts not  
18 02:46:36 18 in evidence.

19 02:46:36 19 BY MR. McKNIGHT:

20 02:46:36 20 Q. What -- what was your answer?

21 02:46:36 21 MR. SHAPIRO: And it's speculative.

22 02:46:36 22 BY MR. McKNIGHT:

23 02:46:38 23 Q. What was your answer, Mr. Phillips?

24 02:46:38 24 A. Can you repeat that question again?

25 02:46:40 25 Q. Just were -- were you aware that the State

1 02:46:42 1 Board of Elections would assist you in obtaining a

2 02:46:46 2 photo identification if you need --

3 02:46:46 3 A. No, I wasn't.

4 02:46:48 4 Q. -- assistance?

5 02:46:50 5 A. No, I wasn't.

6 02:46:52 6 Q. If you go and try to get a photo

7 02:46:54 7 identification, as you've indicated that you were

8 02:46:58 8 going to try to do, and you have trouble doing that,

9 02:47:00 9 would you have any reservations about contacting the

10 02:47:04 10 State Board of Elections for help?

11 02:47:06 11 A. Do I have any objections to that?

12 02:47:08 12 Q. Yeah.

13 02:47:08 13 A. No.

14 02:47:10 14 Q. Okay. So you would feel comfortable

15 02:47:12 15 calling the State Board of Elections if you needed

16 02:47:14 16 help in obtaining a photo identification?

17 02:47:18 17 A. Yes.

18 02:47:18 18 Q. Okay. And you have a telephone you can use

19 02:47:20 19 to -- to make a call --

20 02:47:20 20 A. Yes.

21 02:47:22 21 Q. -- like that? And, Mr. Phillips, is there

22 02:47:30 22 any specific type of help you believe that you would

23 02:47:34 23 need in order to -- to obtain a photo identification

24 02:47:36 24 in order to vote in 2016?

25 02:47:38 25 A. Well, my aunt was talking to me, uh, this

1 02:47:40 1 morning about getting the birth certificate --

2 02:47:44 2 getting a -- a court order to have the name changed

3 02:47:48 3 and put the O on there.

4 02:47:50 4 Q. So your -- your aunt was talking to you

5 02:47:52 5 about that?

6 02:47:52 6 A. About that.

7 02:47:54 7 Q. And did your aunt indicate that she would

8 02:47:56 8 be willing to help you do that?

9 02:48:00 9 A. Yes.

10 02:48:00 10 Q. And since you last applied for a photo

11 02:48:04 11 identification at the DMV 10 years ago, have you

12 02:48:08 12 asked anybody at the DMV, uh, recently whether you

13 02:48:12 13 will need to go through the process of obtaining a

14 02:48:14 14 court order to change the name on your birth

15 02:48:18 15 certificate --

16 02:48:18 16 A. No.

17 02:48:18 17 Q. -- in order to obtain a photo

18 02:48:18 18 identification to vote?

19 02:48:20 19 A. No, no.

20 02:48:22 20 Q. Okay. So you -- you don't know --

21 02:48:22 21 A. I didn't discuss that until this morning

22 02:48:26 22 when my aunt came by. She -- she asked me who was

23 02:48:28 23 this -- who was this man and what were he talking

24 02:48:30 24 about. And I was talking about the I -- that my

25 02:48:32 25 identification. She said, You know, you can get a

1 02:48:34 1 court order and have your name changed down here  
2 02:48:40 2 instead of going through all this New York stuff.  
3 02:48:44 3 That what she was telling me. But I don't know. She  
4 02:48:48 4 said she was gonna look into it for me.  
5 02:48:50 5 Q. So your aunt thinks that you could get a  
6 02:48:52 6 court order down here in --  
7 02:48:52 7 A. Yes.  
8 02:48:54 8 Q. -- in Halifax rather than going to New  
9 02:48:56 9 York?  
10 02:48:56 10 A. New York. And just have my, uh -- you  
11 02:49:00 11 know, just put the O right on the, uh, birth  
12 02:49:04 12 certificate and that will solve the whole problem.  
13 02:49:08 13 Q. And is that something your aunt has -- has  
14 02:49:10 14 done before, you think?  
15 02:49:10 15 A. No.  
16 02:49:10 16 Q. Well, how -- how do you -- how do you, um,  
17 02:49:14 17 think she knows about that process?  
18 02:49:16 18 A. Because, uh -- I believe that, uh, her --  
19 02:49:20 19 her sisters, uh, uh, had problems with their, um,  
20 02:49:28 20 birth certificates and stuff like that.  
21 02:49:32 21 Q. And they had to get those straightened?  
22 02:49:34 22 A. She had to get it straight because she  
23 02:49:36 23 didn't have one. My mother didn't have one. She  
24 02:49:38 24 recently got her ID. She had to send somewhere to,  
25 02:49:42 25 uh, get her, uh, birth certificate. She didn't even



1 02:49:46 1 have a birth certificate.

2 02:49:48 2 Q. But your mother --

3 02:49:50 3 A. After all these years. She's 80 and she  
4 02:49:52 4 didn't have a birth certificate.

5 02:49:52 5 Q. Now, did --

6 02:49:54 6 A. And she got by just fine.

7 02:49:56 7 Q. Okay. And -- and was your mother --

8 02:49:58 8 A. And she didn't have an ID card for down  
9 02:50:00 9 here.

10 02:50:00 10 Q. Okay. And was your mother able to obtain a  
11 02:50:04 11 birth certificate, though?

12 02:50:04 12 A. Uh, yes.

13 02:50:04 13 Q. Okay. And she was able to --

14 02:50:04 14 A. To --

15 02:50:06 15 Q. -- obtain a photo ID?

16 02:50:08 16 A. A pho -- photo ID.

17 02:50:08 17 Q. So she's going to be able to vote with no  
18 02:50:10 18 problem in 2016?

19 02:50:12 19 A. Yes.

20 02:50:16 20 Q. And, Mr. Phillips, I think you testified  
21 02:50:22 21 earlier that you had a photo ID when you were in New  
22 02:50:26 22 York; is that right?

23 02:50:26 23 A. Yes.

24 02:50:26 24 Q. And you ended up losing that because of  
25 02:50:30 25 a -- is it theft; is that right?

1 02:50:32 1 A. Yes, sir.

2 02:50:32 2 Q. What -- what happened there?

3 02:50:34 3 A. I got mugged in New York. That's what  
4 02:50:38 4 happens in New York often.

5 02:50:40 5 Q. Mugged, you said?

6 02:50:42 6 A. Yeah.

7 02:50:42 7 Q. Oh, man.

8 02:50:42 8 A. They take your wallet.

9 02:50:44 9 Q. And after that happened, you didn't replace  
10 02:50:46 10 your ID?

11 02:50:48 11 A. I -- I -- I -- I -- I -- you know, it was  
12 02:50:50 12 easy for me to get ID. It's very -- very easy to get  
13 02:50:54 13 an ID in New York.

14 02:50:54 14 Q. Okay. So you got another ID after that?

15 02:50:58 15 A. Yes.

16 02:50:58 16 Q. Okay. And was it a driver's license or  
17 02:51:00 17 just an identification?

18 02:51:00 18 A. Just identification.

19 02:51:00 19 Q. Okay.

20 02:51:02 20 A. Go to Department of Social Services and  
21 02:51:06 21 report it.

22 02:51:06 22 Q. And -- and do you know what happened to --  
23 02:51:08 23 to that ID?

24 02:51:10 24 A. To who -- what the people stole?

25 02:51:12 25 Q. Yeah. I thought you said you got another

1 02:51:14 1 one after -- after it was stolen.

2 02:51:14 2 A. I said you -- you -- you go down to the  
3 02:51:16 3 Department of Social Service and you can get another  
4 02:51:20 4 ID.

5 02:51:20 5 Q. And did you ever do that after yours --

6 02:51:20 6 A. Yes.

7 02:51:22 7 Q. -- was stolen? Okay. And what happened to  
8 02:51:24 8 the -- to the replacement ID that you got; do you  
9 02:51:26 9 still have that?

10 02:51:28 10 A. No.

11 02:51:28 11 Q. Okay. Do you know where it is?

12 02:51:28 12 A. I threw it away when it wasn't -- it -- it  
13 02:51:32 13 was telling me it was no good down here anyway. You  
14 02:51:36 14 couldn't use it. My mother couldn't use it -- hers  
15 02:51:40 15 when she was down here. She do transactions with the  
16 02:51:42 16 bank and different things like that, and they was --  
17 02:51:44 17 they -- she couldn't use -- she couldn't do certain  
18 02:51:46 18 transactions because she didn't have that photo ID.

19 02:51:50 19 Q. And is she able to do those transactions  
20 02:51:52 20 now that she has ID?

21 02:51:52 21 A. Yeah, she's able to do it now.

22 02:51:54 22 Q. And so did that ID make it easier for  
23 02:51:58 23 her --

24 02:51:58 24 A. Yes.

25 02:51:58 25 Q. -- to do transactions?

1 02:52:00 1 A. Um-hmm.

2 02:52:00 2 Q. And you mentioned that you knew that

3 02:52:02 3 sometimes a, uh -- a DMV van or a mobile unit

4 02:52:02 4 comes --

5 02:52:06 5 A. Yes.

6 02:52:06 6 Q. -- here to Scotland Neck?

7 02:52:06 7 A. Yes.

8 02:52:08 8 Q. And I think you said it comes in the

9 02:52:10 9 beginning of the month, doesn't it?

10 02:52:10 10 A. Yeah.

11 02:52:10 11 Q. Do you know where that -- that van is

12 02:52:12 12 parked when it -- it comes?

13 02:52:14 13 A. It's parked at the senior citizen home -- I

14 02:52:18 14 mean place.

15 02:52:18 15 Q. Is that the same place you go to vote?

16 02:52:20 16 A. Yes.

17 02:52:20 17 Q. Okay. And you can walk there?

18 02:52:24 18 A. Yes.

19 02:52:24 19 Q. And do you plan to walk there at --

20 02:52:28 20 A. Yes.

21 02:52:28 21 Q. -- some point?

22 02:52:28 22 A. Yes. The end of this month.

23 02:52:30 23 Q. So you --- you plan, uh --

24 02:52:32 24 A. To go and see if I could obtain one and see

25 02:52:36 25 would they overlook this, you know, uh, O.

1 02:52:42 1 Q. On the end of your name on the birth  
2 02:52:44 2 certificate?

3 02:52:44 3 A. Yeah.

4 02:52:46 4 Q. Okay.

5 02:52:46 5 A. Because if they can just overlook that,  
6 02:52:48 6 they can get -- if they can get past that, then I'll  
7 02:52:50 7 be set. I believe it -- it might -- they just might.

8 02:52:50 8 Q. So --

9 02:52:54 9 A. It's just this one isolated incident where,  
10 02:52:56 10 you know -- where they wouldn't accept it in Roanoke  
11 02:53:00 11 Rapids that it might be different over here if I try.  
12 02:53:04 12 I have to try and see. I'm gonna go there and ask  
13 02:53:08 13 questions first and see what they say. And I'll tell  
14 02:53:10 14 them the difficulty I had obtaining it, and maybe  
15 02:53:14 15 they might overlook that O.

16 02:53:20 16 Q. And you're planning to go at the beginning  
17 02:53:24 17 of May?

18 02:53:24 18 A. Yes. I --- I -- I was thinking about  
19 02:53:32 19 typing a O up there, but I said, Well, I -- I --  
20 02:53:36 20 would it be wrong? Would it be wrong? I mean, I'm  
21 02:53:50 21 spelling my name. They just left out the, uh, O.

22 02:53:56 22 Q. No, I hear ya. I hear ya.

23 02:53:58 23 Well, in the event that you -- you can't  
24 02:54:02 24 get a -- a photo ID because of this O issue --

25 02:54:06 25 A. Yeah.

1 02:54:06 1 Q. -- what -- what would you plan to do next?

2 02:54:08 2 A. Well, I would -- I would -- well, I was

3 02:54:14 3 gonna -- if I -- if I couldn't get it, I -- I just

4 02:54:20 4 would -- I would just give -- I would just give up on

5 02:54:22 5 that photo ID. I was just gonna give up because I'm

6 02:54:26 6 not going all the way back to New York.

7 02:54:28 7 Q. Well, you -- you mentioned the thing about

8 02:54:28 8 your aunt --

9 02:54:28 9 A. Yeah.

10 02:54:28 10 Q. -- getting a court order.

11 02:54:30 11 A. If I could -- if she can get a court order

12 02:54:32 12 and they can put the, uh -- the O right there, you

13 02:54:36 13 know, that would be fine.

14 02:54:38 14 Q. So that -- that might be an option for you

15 02:54:40 15 too?

16 02:54:40 16 A. Yes.

17 02:54:40 17 Q. And -- and would -- would you consider,

18 02:54:42 18 too, calling the -- the Board of Elections if -- if

19 02:54:44 19 you were unable to get one to see if they could help

20 02:54:46 20 you?

21 02:54:46 21 A. Yes -- yes, definitely.

22 02:54:48 22 Q. You wouldn't -- you wouldn't give up before

23 02:54:48 23 you --

24 02:54:48 24 A. No, no.

25 02:54:50 25 Q. -- did that?

1 02:54:50 1 A. I'll -- I'll try that too. And I -- I have  
2 02:54:52 2 the transportation to get there wherever they at.

3 02:54:58 3 Q. And, Mr. Phillips, how -- how did you learn  
4 02:55:04 4 about this lawsuit?

5 02:55:04 5 A. Um, I -- I, uh -- I learned about -- about  
6 02:55:16 6 this lawsuit through Mr. Shapiro.

7 02:55:20 7 Q. And did Mr. Shapiro contact you?

8 02:55:22 8 A. Yes, he did.

9 02:55:24 9 Q. And when did you first talk with him?

10 02:55:26 10 A. I -- I -- I can't give you the exact date  
11 02:55:30 11 of what time it was, but I had talked to him.

12 02:55:34 12 Q. Was it in the last month or was it --

13 02:55:34 13 A. Last month.

14 02:55:36 14 Q. -- several months ago?

15 02:55:36 15 A. Last month --

16 02:55:36 16 Q. Okay.

17 02:55:38 17 A. -- sometime.

18 02:55:38 18 Q. And before you spoke with Mr. Shapiro, did  
19 02:55:42 19 you speak with anyone else at -- from the U.S.  
20 02:55:44 20 Department of Justice?

21 02:55:46 21 A. No.

22 02:55:46 22 Q. And how many times did you speak with  
23 02:55:52 23 Mr. Shapiro prior -- prior to today?

24 02:55:54 24 A. Twice.

25 02:55:54 25 Q. And when was that?

1 02:55:58 1 A. First time and the -- and the second time  
2 02:56:02 2 was when we was coming here.

3 02:56:04 3 Q. And what did Mr. Shapiro tell you about  
4 02:56:08 4 this case?

5 02:56:08 5 A. It's a -- um, North Carolina, uh, uh, uh --  
6 02:56:22 6 uh, his -- the -- the state or something had a case  
7 02:56:28 7 against North Carolina about this voting issue.

8 02:56:36 8 And -- and being that I didn't have a ID, we  
9 02:56:42 9 discussed it. Because it's important that I have it  
10 02:56:48 10 anyway.

11 02:56:50 11 Q. Did he tell you anything about why the, uh,  
12 02:56:52 12 United States was bringing a lawsuit?

13 02:56:54 13 A. He discussed it.

14 02:56:56 14 Q. And do you remember anything specifically  
15 02:57:00 15 that was said?

16 02:57:00 16 A. I think it's because it's -- it's making it  
17 02:57:08 17 difficult for us to vote by -- by -- with this ID.

18 02:57:12 18 Q. And who do you mean by "us"?

19 02:57:16 19 A. Uh, you know, with the ID, uh, black folks  
20 02:57:20 20 don't have I -- uh, most -- a lot of them don't have  
21 02:57:24 21 a ID. They just have the registration card. A lot  
22 02:57:28 22 of people didn't know or don't know probably. And it  
23 02:57:30 23 was important that we should know before -- before we  
24 02:57:36 24 vote the next time. You know, we don't want to be  
25 02:57:40 25 surprised. It would be too late then.



1 02:57:46 1 Q. And has anyone given you any documents  
2 02:57:48 2 related to this case?

3 02:57:50 3 A. No.

4 02:57:50 4 Q. And have you had any written communication  
5 02:58:02 5 with Mr. Shapiro or anyone else with the U.S.  
6 02:58:04 6 Department of Justice?

7 02:58:04 7 A. No.

8 02:58:04 8 Q. And has anyone at the U.S. Department of  
9 02:58:10 9 Justice offered to assist you in obtaining a photo  
10 02:58:12 10 ID?

11 02:58:14 11 A. No.

12 02:58:32 12 MR. McKNIGHT: I don't think I have any  
13 02:58:32 13 further questions for Mr. Phillips at this time.

14 02:58:38 14 MR. SHAPIRO: No further questions. Thank  
15 02:59:08 15 you.

16 02:59:08 16 MR. McKNIGHT: All right. Thank you very  
17 02:59:10 17 much, Mr. Phillips. We appreciate it.

18 02:59:12 18 THE VIDEOGRAPHER: One second. This  
19 02:59:14 19 concludes the deposition of Mr. Alonzo Phillips.  
20 02:59:18 20 Time going off record is 2:59 p.m.

21 21 (SIGNATURE WAIVED.)

22 22 (THE DEPOSITION CONCLUDED AT 2:59 P.M.)

23 23

24 24

25 25

CERTIFICATE OF REPORTER

STATE OF NORTH CAROLINA )

COUNTY OF WAKE )

I, Eileen M. Dunne, the officer before whom  
the foregoing deposition was taken, do hereby certify  
that the witness whose testimony appears in the  
foregoing deposition was duly sworn by me; that the  
testimony of said witness was taken by me to the best  
of my ability and thereafter reduced to typewriting  
under my direction; that I am neither counsel for,  
related to, nor employed by any of the parties to the  
action in which this deposition was taken, and  
further that I am not a relative or employee of any  
attorney or counsel employed by the parties thereto,  
nor financially or otherwise interested in the  
outcome of the action.

---

EILEEN M. DUNNE  
Notary Public # 201314900195