

Attachment 11
Declaration of Michael Dickerson

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

NORTH CAROLINA STATE
CONFERENCE OF THE NAACP, *et al.*,

Plaintiffs,

v.

PATRICK LLOYD MCCRORY, in his
official capacity as Governor of North
Carolina, *et al.*,

Defendants.

1:13CV658

LEAGUE OF WOMEN VOTERS OF
NORTH CAROLINA, *et al.*,

Plaintiffs,

and

LOUIS M. DUKE, *et al.*,

Plaintiffs-Intervenors,

v.

THE STATE OF NORTH CAROLINA, *et al.*,

Defendants.

1:13CV660

UNITED STATES OF AMERICA,

Plaintiff,

v.

THE STATE OF NORTH CAROLINA, *et al.*,

Defendants.

1:13CV861

DECLARATION OF MICHAEL DICKERSON

NOW COMES Michael Dickerson who deposes and says:

1. I am over 18 years of age, legally competent to give this declaration and have personal knowledge of the facts set forth in it.

2. I am the Director of the Mecklenburg County Board of Elections. I have been the Director of Mecklenburg County Board of Elections since 1998.

3. My responsibilities as Director of the Mecklenburg County Board of Elections include administering the election process, as directed by the United States and North Carolina Constitutions, Federal law, North Carolina General Statutes, and North Carolina State Board of Elections Directives for Mecklenburg County.

4. There were four candidates on the ballot in the 2013 Democratic Primary election dated September 10, 2013 for the City of Charlotte District 4. In the first Primary, the lead candidate in the 2013 Democratic Primary election dated September 10, 2013 for the City of Charlotte District 4, received 39.97% of the votes. Because the candidate who received the highest number of votes did not receive a substantial plurality, 40% of the votes plus one, a second primary election was requested by the candidate receiving the next highest number of votes.

5. A total of 122 out-of-precinct provisional ballots were approved by the Mecklenburg County Board of Elections for the September 10, 2013 Primary election. Of these, 11 were cast by voters who were registered to vote in City Council District 4. If as few as four of those out-of-precinct provisional voters were qualified to participate in the Democratic Primary for City Council District 4, had voted in their correct precinct or in a precinct in District

4, and voted for the leading candidate, the result would had given the leading candidate a substantial plurality and the second primary would not have been allowed to be requested.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed this 17th day of June, 2014.


Michael Dickerson, Director
Mecklenburg County Board of Elections