

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION

True the Vote, Jane Coln, Brandie Correro, §  
Chad Higdon, Jennifer Higdon, Gene §  
Hopkins, Frederick Lee Jenkins, Mary §  
Jenkins, Tavish Kelly, Donna Knezevich, §  
Joseph Knezevich, Doris Lee, Lauren Lynch, §  
Norma Mackey, Roy Nicholson, Mark §  
Patrick, Julie Patrick, Paul Patrick, David §  
Phillely, Grant Sowell, Sybil Tribble, Laura §  
VanOverschelde, and Elaine Vechorik, §

Plaintiffs, §

v. §

CASE NO. 3:14-cv-00532-NFA

The Honorable Delbert Hosemann, in his §  
official capacity as Secretary of State for the §  
State of Mississippi, The Republican Party of §  
Mississippi, Copiah County, Mississippi §  
Election Commission, Hinds County, §  
Mississippi Election Commission, Jefferson §  
Davis County, Mississippi Election §  
Commission, Lauderdale County, §  
Mississippi Election Commission, Leake §  
County, Mississippi Election Commission, §  
Madison County, Mississippi Election §  
Commission, Rankin County, Mississippi §  
Election Commission, Simpson County, §  
Mississippi Election Commission, and Yazoo §  
County, Mississippi Election Commission, §

Defendants. §


**ORDER OF DISMISSAL WITH PREJUDICE**

The Court has considered the Amended Agreed Motion to Dismiss [Doc. # 158] filed by Plaintiffs and the arguments submitted in writing and orally at the telephone conference held by the Court this day. The Motion is agreed to by all Defendants, with a single exception noted hereafter. The Court concludes that the Motion is well founded and grants the Motion to the extent agreed. It is therefore

**ORDERED** that all claims now pending in this action are **DISMISSED WITH PREJUDICE**. Each party will bear its own attorneys' fees and costs in connection with this case, except that the Motion for Attorneys' Fees, Expenses, and Costs [Doc. # 149] filed by Defendant The Republican Party of Mississippi as a prevailing party on Counts 1 and 2 of Plaintiffs' First Amended Complaint remains pending for decision. The Court retains jurisdiction over that issue and will render a ruling in due course. It is

**FURTHER ORDERED** that Secretary of State Delbert Hosemann's Motion to Dismiss for Lack of Subject Matter Jurisdiction or, Alternatively, for Judgment on the Pleadings as to Count Three of Plaintiffs' Amended Complaint [Doc. # 151] is **DENIED as MOOT**.

Signed this 7<sup>th</sup> day of **October, 2014**.

  
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Nancy F. Atlas  
United States District Judge