

STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND)
)
South Carolina Democratic Party;)
Amanda Alpert Loveday as)
Executive Director of the South Carolina)
Democratic Party;)
)
Plaintiff,)
)
v.)
)
Richland County Election Commission;)
Lillian McBride as Executive Director of)
the Richland County Election Commission;)
and M. Elizabeth Crum as Chair of the)
Richland County Election Commission,)
)
Defendants.)
_____)

IN THE COURT OF COMMON PLEAS
FIFTH JUDICIAL CIRCUIT

Civil Action No.: 2012-CP-40-07551

STIPULATION OF DISMISSAL

WHEREFORE, on November 8, 2012, the Honorable L. Casey Manning entered an Amended Temporary Restraining Order pursuant to Rule 65, SCRCF, upon application of Plaintiffs the South Carolina Democratic Party (SCDP) and Amanda Alpert Loveday as Executive Director of the SCDP;

AND WHEREFORE, the partial execution of that Order maintained the status quo in this dispute through the seizure and safekeeping of ballots in Richland County by the State Law Enforcement Division;

AND WHEREFORE, Plaintiffs have had time to consult with Defendants Richland County Election Commission (RCEC), Lillian McBride as Executive Director of the RCEC, and M. Elizabeth Crum as Chair of the RCEC through their respective counsel;

AND WHEREFORE, Plaintiffs have received adequate assurances that dismissal of this case and return of the seized ballots will result in an orderly, lawful count of votes cast in Richland County using the procedures proscribed by law;

Plaintiffs by and through their undersigned counsel hereby stipulate to the dismissal of this case—without prejudice—pursuant to Rule 41(a), SCRPC.

While not required by Rule 41(a), SCRPC, the undersigned have consulted with opposing counsel who has represented that the Defendants consent to this dismissal.

Respectfully submitted by,

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ATTORNEYS FOR PLAINTIFFS SOUTH
CAROLINA DEMOCRATIC PARTY AND
AMANDA ALPERT LOVEDAY AS EXECUTIVE
DIRECTOR OF THE SCDP

Columbia, South Carolina
November 12, 2012