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October 3, 2014

Jordan "Danny" Bickell
Deputy Clerk for Practice and Procedure
Supreme Court of the United States
1 First Street, NE
Washington, DC 20543

Re: Docket No. 14A358

Dear Mr. Bickell:

We write on behalf of Respondents in response to Mr. Farr's letter this morning, and respectfully request that the Court not take further action on this matter in advance of receiving and considering our response to Applicants' emergency application for a stay of the preliminary injunction in this matter. We have no objection to the Court treating Applicants' previously-filed papers as a request to stay the injunction, and we are fully prepared to respond to Applicants' arguments regarding a stay by the Sunday deadline previously set by this Court. Applicants' letter cites no authority in support of their request for an "interim stay" pending the receipt of our response.

We filed the Petition for Writ of Mandamus with the Fourth Circuit out of necessity and, with the U.S. District Court's subsequent issuance of the injunction, that Petition has since been withdrawn. On October 1, 2014, the Fourth Circuit instructed the District Court "to enter as swiftly as possible a preliminary injunction" granting specific relief related to same day registration and out-of-precinct voting. On October 2, the District Court ordered the parties to appear for a telephonic status conference at 9:00 A.M. on October 3, to discuss "the court's authority to enter an injunction." Shortly after that conference was scheduled, Mr. Farr emailed the District Court's clerk and all counsel to note that Defendants had filed an emergency stay application with this Court. Then, at 8:46 A.M. today, the District Court canceled the conference without explanation, and asked the parties to "keep it informed of any appellate filings that may affect its authority to act as to these cases." At that point, it appeared that the District Court did not intend to follow the direction of the Fourth Circuit and that emergency mandamus relief would be required. Soon after Respondents filed the Petition of Writ for Mandamus, the District Court issued the preliminary injunction. Respondents promptly filed a motion to withdraw the mandamus petition, which the

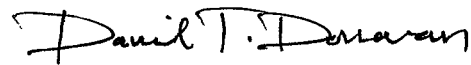
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Jordan "Danny" Bickell
October 3, 2014
Page 2

Fourth Circuit granted at 12:20 P.M. today. Thus, that Petition is irrelevant to the status of the briefing in this matter.

Respondents are in the process of preparing their response in accordance with the Court's previous order. For the reasons that will be discussed in that response, Applicants' request for a stay of the preliminary injunction should be denied. Furthermore, Applicants should not be permitted to delay any longer their preparations for the November election under the parameters of the preliminary injunction. Accordingly, we request that the Court deny Applicants' unsupported request for an "interim" stay and withhold judgment on this matter until Respondents have filed their response.

Very truly yours,

A handwritten signature in black ink that reads "Daniel T. Donovan". The signature is written in a cursive style with a large initial "D".

Daniel T. Donovan