

EXHIBIT A

To: The CEC Members of the Following Precincts

CG1, CG2, CG3A, CG3B, G2, G3, G5, G6, G7, G8, G9, G10, G20, G21, G22, G23, G24, G25, G26, G27, G28, G29, G30, G31, G32, G40A1, G40A2, G40B, MON1, MON2A, NCGR1, NCGR2, SF1, SF2, SF3, SF4

From: Kathy Kirkpatrick

Date: 7/16/2024

RE: Ashton Clemmons's Resignation and Replacement

Ashton Clemmons has resigned from her House 57 seat. We wish her well in her future endeavors. Please mark your calendars for August 3, 2024, to participate in the replacement process. This gets complicated, so please read carefully.

Because H57 has been redistricted, naming a replacement is a 2-step process.

The first step involves the old district (precincts CG1, CG2, CG3A, CG3B, G7, G8, G9, G10, G20, G21, G22, G23, G24, G25, G26, G27, G28, G29, G30, G31, G40B, NCGR1, NCGR2, SF1, SF2, SF3, SF4). The old district will meet via Zoom at 9:00am on August 3. At this meeting, we will elect someone to complete Ashton's term.

The second step involves the new district (precincts CG2, CG3A, CG3B, G2, G3, G5, G6, G7, G8, G9, G10, G20, G21, G22, G23, G24, G25, G26, G27, G28, G29, G30, G31, G32, G40A1, G40A2, G40B, MON1, MON2A). The new district will meet via Zoom at 10:30 on August 3. At this meeting, we will elect someone to replace Ashton on the ballot this November.

There will be a candidate forum via Zoom on July 23 @ 6:00. The audience will be able to ask questions of the candidates.

In order to get the links to all three of the meetings, please email gcdpchair@guilforddems.org. The links are strictly for the voting members who live in House District 57 and are not to be shared. The meetings will be streamed live on the Guilford County Democratic Party Facebook page.

CHARLOTTE > | AUGUST 8, 2024



Rep. Ashton Wheeler Clemmons of Guilford County, a former elementary school teacher and school system administrator, joined the House in 2019. (Spectrum News 1)

POLITICS

N.C. House Democratic deputy leader Clemmons to resign from legislature

BY ASSOCIATED PRESS | RALEIGH
PUBLISHED 5:29 PM ET JUL. 16, 2024

GREENSBORO, N.C. (AP) — The No. 2 leader of North Carolina House Democrats announced Tuesday she is stepping down from the General Assembly next month because she's taking a new job within the University of North Carolina system.

Three-term Rep. Ashton Wheeler Clemmons of Guilford County, a former elementary school teacher and school system administrator, joined the House in 2019 and became a leading voice for the chamber's minority party on education issues. She later became deputy leader of the House Democratic Caucus. She was also involved in legislation to raise the minimum age for marriage and improve conditions for prisoners who are pregnant or give birth.

Clemmons "came to the General Assembly for the right reason – she wanted to help the people of our state," House Minority Leader Robert Reives said in a statement. "She has authentically stayed true to that calling and leaves our caucus and state stronger."

She will become an UNC system associate vice president for strategy and policy on education from preschool through high school.

Clemmons is currently the Democratic nominee in the 57th House District against Republican Janice Davis. Guilford County Democratic activists need to choose a replacement nominee and someone to fill out the remainder of Clemmons' term through year's end.

Clemmons didn't reveal a specific August resignation date. She said Tuesday she would wait until her successor is selected to do so.

House Appropriations Committer senior co-chairman Jason Saine, a Lincoln County Republican, announced Monday that he would resign from his legislative seat on Aug. 12.

YOU MAY ALSO BE INTERESTED IN

EXHIBIT C

From: Catherine Magid <itscatherinemagid@gmail.com>

Date: Sun, Jul 28, 2024 at 4:23 PM

Subject: Re: Correction about weighted votes

To: irving allen <irving.dallen@gmail.com>, BlakeOdum@gmail.com <BlakeOdum@gmail.com>, kathy kirkpatrick <kathykirkpatrick@guilforddems.org>

CC: Bess Lewis <besslewis@guilforddems.org>, Dianne Welsh <dhbwelsh@gmail.com>, Linda Wilson <15sardwilson@gmail.com>, Pete Salassi <psalassi@yahoo.com>, Preston Edwards <phedwardsattorney@gmail.com>, Tracy Boyer Clark <tracyboyerclark@gmail.com>, Tracy Furman <electtracyfurman@gmail.com>, Vinod Thomas <porc.ncdp@gmail.com>

To all,

Chair Kirkpatrick did not explain with her thank you to Catherine Magid, that I was elected at the District 5 Convention to the Plan of Organization committee and I conferred with the Plan of Organization Chair Mr Vinod Thomas directly regarding this.

Regarding the Replacement election to fill Rep. Clemmons term, the Plan of Organization states in Sections 3.11 and 3.12 and 2.02 all the answers. I have attached a pdf file that has a copy of Sections 3.11 and 3.12 and 2.02 for your ease to review.

The Organization Plan is on the NCDP website.

After speaking with the Plan of Organization Chair, Vinod Thomas, we believe and have advised Chair Kirkpatrick:

1) Section 3.11 covers the Replacement of County elected officials, such as a County Commissioner, sheriff, register of deeds, coroner or member of the school board and is to be conducted in a manner prescribed by **Section 3.11** of the NCDP Plan only which calls for a weighted voting. There is a reference to Section 2.02 in Section 3.11 where the weighted voting process is explained. This Section 3.11 was used to fill Commissioner Ray Trapp's seat and is not correct for NC House.

2) Section 3.12 covers the Replacement of Single County District -Partial County such as a State Senator or State House of Representative member and is to be conducted in a manner prescribed by **Section 3.12** which stipulates that the voting is NOT weighted. Each member in attendance shall have one vote. The Partial County district is composed of only one county, but includes less than all of that county, which is the case. **And there is no reference to Section 2.02 in the section** with 1/2 vote and by 100 voting members. It states **each member in attendance shall have one vote**.

Thus the Replacement election for Rep Clemmons relates to **Section 3.12 - NOT - 3.11** as previously stated by Chair Kirkpatrick and **Each member in attendance shall have one vote.** (And it is not 3.13 as Chair Kirkpatrick stated by mistake).

3) The change from 3.11 to 3.12 questioned rightly by Mr. Udom and Mr. Allen hopefully is now explained fully.

4) The recent question about Section 2.02 from Mr. Allen is difficult to see but with a closer review, Section 2 is not referred to in Section 3.12. It only applies to 3.11

Chair Thomas and I hope this and the attachments below will fully explain the correct replacement sections 3.12 and that the vote is one vote per member as directed by the Plan of Organization.

Here is a link to the NCDP Plan of Organization on the NCDP website: <https://www.ncdp.org/wp-content/uploads/2024/07/NCDP-Plan-of-Organization-07-08-2024.pdf>

Best,

Catherine Magid and Vinod Thomas

336-558-8855 (Cell)

336-294-4455

On Sat, 27 Jul 2024 at 17:52, irving allen <irving.dallen@gmail.com> wrote:

Hi Kathy,

I hope this message finds you well.

I wanted to clarify something from our recent conversation. Were you referring to Section 3.13 of the Democratic Plan? If so, could you provide a bit more detail on how next Saturday's vote applies to that section?

Additionally, could you confirm if next Saturday's event is considered a Congressional District Reorganization Convention?

Thank you for your help!

Best regards,

Irving Allen

On Sat, Jul 27, 2024 at 11:38 AM <kathykirkpatrick@guilforddems.org> wrote:

Section 3.13 applies to this situation since it is partial county House election. I was originally told by both the House coordinator and an NCDP parliamentarian it would be the weighted vote, but that had

been corrected to the non-weighted vote rules.

Kathy Kirkpatrick (She/Her/Hers), Chair Democratic Party of Guilford

County "If kindness ruled the world, we would have love in our heart,

food in our belly, and wisdom to heal a troubled planet."

WomenWorking.com

> -----Original Message-----

> From: Blake Odum <blakeodum@gmail.com>

> To: kathykirkpatrick@guilforddems.org

<kathykirkpatrick@guilforddems.org>

> Cc: Bess Lewis <besslewis@guilforddems.org>, Catherine Magid

<itscatherinemagid@gmail.com>, Dianne Welsh

<dhbwelsh@gmail.com>, Irving Allen <irving.dallen@gmail.com>,

Linda Wilson <15sardwilson@gmail.com>, Pete Salassi

<psalassi@yahoo.com>, Preston Edwards

<phedwardsattorney@gmail.com>, Tracy Boyer Clark

<tracyboyerclark@gmail.com>, Tracy Furman

<electtracyfurman@gmail.com>

> Subject: Re: Correction about weighted votes

> Sent: Jul 27 '24 12:00

>

> Hey Katie,

>

> I hope this message finds you well. I have a few conversations and I

> wanted to follow up regarding the email that Irving previously sent.

>

> I have a question regarding clarification on voting process for the

> District 57 Appointment. I wanted to follow up on the recent

> communication regarding the voting process for the appointment of a

> State Representative.

>

> According to The North Carolina Democratic Party Plan of Organization

> as amended on June 1st, 2024, precinct chairpersons and vice

> chairpersons are entitled to a weighted vote of "at minimum" one vote,

- > not at maximum. This weighted voting system is crucial in ensuring
- > fair representation and participation from all precincts in such
- > appointments.
- >
- > Could you please clarify how it was determined that the original
- > decision to weight the votes was deemed incorrect?

Understanding the

- > basis for this decision is important for ensuring that the process
- is
- > in accordance with our organizational rules and guidelines.

>

> Warm Regards,

>

> Blake E. Odum, Chief Executive Officer

> The Motivational Foundation

> (313) 389-ODUM (6386), Foundation Direct Line

> www.MotivationalFoundation.com, Website

>

> "He who is GREATEST among you, let him serve."

>

> On Thu, Jul 25, 2024 at 12:37 PM

<kathykirkpatrick@guilforddems.org>

> wrote:

>

> > Mia Culpa! And, a huge thank you to Catherine Magid for following up

> > on this! I was told by multiple sources that the vote was going to

> > be weighted by precinct. That info was incorrect. It will be one

> > person one vote.

> >

> > Kathy Kirkpatrick (She/Her/Hers), Chair Democratic Party of Guilford

> > County "If kindness ruled the world, we would have love in our

> > heart, food in our belly, and wisdom to heal a troubled planet."

> > WomenWorking.com

>

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Stay Safe,

Catherine Magid

336-558-8855 (Cell)

336-294-4455

EXHIBIT D

THE GUILFORD COUNTY AFRICAN AMERICAN CAUCUS FORMALLY REQUESTS CANCELLATION OF THE CEC MEETING SCHEDULED FOR AUGUST 3, 2024

Vacancy Requirement

According to the Plan of Organization, vacancies for the State House of Representatives must be filled within 30 days after the vacancy is created. There may be a vacancy in State House District 57 due to the announced resignation of Rep. Ashton Clemmons on July 15, 2024. It's important to note that the resignation announcement did not specify an effective date. Several news outlets, including Fox 8 WGHP, Greensboro News & Record, and Spectrum News, reported on the resignation announcement and pointed out that Rep. Clemmons did not mention a specific resignation date. Spectrum News quoted, "Clemmons didn't reveal a specific August resignation date. She said Tuesday [July 16] she would wait until her successor is selected to do so." As per the Plan of Organization, a vote to fill a vacancy is not appropriate until it has been created. Without an identified resignation date, no vacancy has been created, and a vote before its creation would be improper. While there are no allegations of impropriety or doubts about Rep. Clemmons' intention to resign eventually, allowing an elected official to delay the effective date of their resignation until their successor is selected could have negative consequences. In such a situation, an elected official who has announced their resignation could retract it if they do not support the person chosen to fill the vacancy. This possibility would contradict Democratic principles and seriously undermine the integrity of our appointment processes.

Therefore, we request the cancellation of the August 3rd meeting and the scheduling of a new meeting with proper notice once Rep. Clemmons has announced a resignation date.

Additionally, we ask you to consider the following issues when rescheduling the CEC meeting:

Notice- An email announcement was sent on July 18, 2024, notifying the County Executive Committee meeting for August 3, 2024. The last paragraph of the email states, "If you are an eligible voting member of the CEC, YOU WILL RECEIVE A LETTER IN THE MAIL." Several CEC members have indicated that they did not receive the notice by mail.

Zoom- The meeting scheduled for August 3, 2024, was planned as a virtual-only event. From the standpoint of fairness and accessibility, we request that the rescheduled meeting offer in-person attendance and virtual participation.

Weighted Vote- has been determined at the local and state level that unweighted voting shall apply to this appointment. Weighted voting more accurately reflects the wishes of the constituents because it captures the proportion of democratic voters in the respective precincts. When unweighted voting is used, minority communities which tend to have strong democratic support are negatively impacted. This is grave injustice and must be resolved immediately!

Process- Local and state leaders were contacted multiple times by members of the caucus in an effort to find a reasonable solution that would have been more consistent with state laws and the moral principles of the parties involved. However, communication became stalled at the local level.