

IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

|                          |   |                         |
|--------------------------|---|-------------------------|
| FRED L. PLUMP,           | ) |                         |
|                          | ) |                         |
| Plaintiff,               | ) |                         |
|                          | ) |                         |
| v.                       | ) | CASE NO. 2:07cv1014-MEF |
|                          | ) | (WO)                    |
| HONORABLE BOB RILEY, as  | ) |                         |
| Governor of the State of | ) |                         |
| Alabama,                 | ) |                         |
|                          | ) |                         |
| Defendant.               | ) |                         |

Before Rosemary Barkett, Circuit Judge, Mark E. Fuller, Chief District Judge, and W. Harold Albritton, District Judge.

**JUDGMENT**

In accordance with the Memorandum Opinion entered this date, it is the FINAL JUDGMENT of the court that:

(1) Declaratory Judgment is entered in favor of the Plaintiff Fred L. Plump and against Defendant Governor Bob Riley.

(2) The Defendant has 90 days from the date of this order to obtain preclearance in accordance with § 5 of the Voting Rights Act of 1965, as amended, 42 U.S.C. § 1973c.

a. If the Defendant chooses not to seek preclearance, but instead to immediately appeal this Judgment, the Defendant shall so notify this court in writing on or before February 5, 2008. In the absence of such notification, the Jefferson County Commission seat currently occupied by General George F. Bowman shall be vacated on that date without further order of this court.

b. If the Defendant chooses to seek preclearance, he shall so notify the court in writing on or before February 5, 2008. In that event, if preclearance is not obtained by 90 days from the

date of this Judgment, the Jefferson County Commission seat currently occupied by General George F. Bowman shall be vacated on that date without further order of this court.

The clerk of the court is DIRECTED to enter this document on the civil docket as a final judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure so that appeal may be taken and the case consolidated with *Kennedy v. Riley*, 07-77, if the U.S. Supreme Court deems consolidation appropriate.

Done this the 22nd day of January, 2008.

/s/ Rosemary Barkett  
UNITED STATES CIRCUIT JUDGE

/s/ Mark E. Fuller  
CHIEF UNITED STATES DISTRICT JUDGE

/s/ W. Harold Albritton  
UNITED STATES DISTRICT JUDGE