IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

JOAQUÍN CARCAÑO, *et al.*, *Plaintiffs*, v. PATRICK MCCRORY, in his official capacity as Governor of North Carolina, *et al.*, *Defendants*.	Case No. 1:16-cv-00236

UNC DEFENDANTS' STATEMENT REGARDING PLAINTIFFS' SECOND AMENDED COMPLAINT

The University of North Carolina and President Margaret Spellings (collectively UNC Defendants) respectfully submit this statement in response to Plaintiffs' Second Amended Complaint. As Plaintiffs have already stated (Mot. for Leave to File Second Am. Compl. 4–5, ECF No. 116), Plaintiffs and the UNC Defendants have stipulated as follows:

1. The UNC Defendants' Motion to Dismiss Plaintiffs' First Amended Complaint (ECF No. 89) and the accompanying brief (ECF No. 90) operate against the Second Amended Complaint.
2. All arguments in the motion and brief concerning the Board of Governors of the University of North Carolina are now moot.

3. All arguments in the motion and brief concerning W. Louis Bissette, Jr., in his official capacity as Chairman of the Board of Governors are deemed to apply to Margaret Spellings in her official capacity as President of the University of North Carolina. *See* Reply in Support of Mot. to Dismiss 16, ECF No. 120.

Dated: October 7, 2016

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on October 7, 2016, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will send a notice of electronic filing to all registered parties.

Dated: October 7, 2016

/s/ Noel J. Francisco

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