

05-204 LEAGUE OF UNITED LATIN AMERICAN CITIZENS V. PERRY

DECISION BELOW: (Unpublished, 6/9/2005)

LOWER COURT CASE NUMBER: 2:03-CV-354

QUESTION PRESENTED:

1. Whether the 2003 Texas Congressional Redistricting Plan (Plan 1 374C), adopted and developed using out-dated, inaccurate 2000 Census data and resulting in malapportioned districts, in violation of one person, one vote when measured against 2003 Census data, and when "the single-minded purpose of the Texas Legislature in enacting Plan 1374C was to gain partisan advantage" and when such purpose is realized, is an unconstitutional political gerrymander.
2. Whether proof of racially polarized voting is overcome by evidence of partisan affiliation of minority voters in the analysis of the second prong of Gingles in a minority vote dilution claim.

CONSOLIDATED WITH 05-254, 05-276, 05-439 FOR TWO HOURS ORAL ARGUMENT. EXPEDITED BRIEFING SCHEDULE.

CERT. GRANTED 12/12/2005