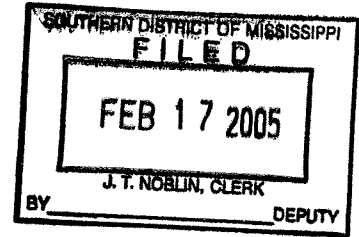


IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF MISSISSIPPI
EASTERN DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
IKE BROWN, individually and)
in his official capacities)
as Chairman of Noxubee County)
Democratic Executive)
Committee and Superintendent)
of Democratic Primary)
Elections; NOXUBEE COUNTY)
DEMOCRATIC EXECUTIVE)
COMMITTEE; CARL MICKENS,)
individually and in his)
official capacities as)
Circuit Clerk of Noxubee)
County, Superintendent)
of Elections,)
Administrator of Absentee)
Ballots, and Registrar of)
voters; NOXUBEE COUNTY)
ELECTION COMMISSION;)
NOXUBEE COUNTY, MISSISSIPPI;)
and those acting in concert,)
)
Defendants.)
)



CIVIL ACTION NO.

4:05CW33TSL AGN

COMPLAINT

The United States of America, Plaintiff herein, alleges:

1. The Attorney General files this action seeking injunctive and declaratory relief pursuant to Sections 2 and 11(b) of the Voting Rights Act of 1965, as amended, 42 U.S.C. Section 1973, and 42 U.S.C. Section 1973i(b), and to enforce rights guaranteed by the Fifteenth Amendment to the Constitution

of the United States.

2. This Court has jurisdiction of this action pursuant to 28 U.S.C. Section 1345 and 42 U.S.C. Section 1973j(f).

3. Defendant Noxubee County is a county within the State of Mississippi and is governed by the laws of that State.

4. Defendant Noxubee County Election Commission has statutory powers, duties, and responsibilities concerning the conduct of elections in Noxubee County.

5. Defendant Noxubee County Democratic Executive Committee is a body with duties, powers, and responsibilities concerning the conduct of Democratic primary elections held in Noxubee County.

6. Defendant Ike Brown is the Chairman of the Noxubee County Democratic Executive Committee and in that capacity is the superintendent of Democratic primary elections. Defendant Brown is a resident of Noxubee County and is sued in his individual and official capacity.

7. Defendant Carl Mickens is the Circuit Clerk of Noxubee County, and as such, he exercises statutory duties, powers, and responsibilities as superintendent of non-primary elections, as the administrator of absentee ballots for all elections, and as registrar of voters in Noxubee County. Defendant Mickens is a resident of Noxubee County and is sued in his individual and official capacity.