UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

TEXAS DEMOCRATIC PARTY; BOYD L. RICHIE, in his capacity as Chairman of the Texas Democratic Party; FRANK JOSEPH; and BRETT ROSENTHAL	§	
Plaintiffs,	§	
vs.	§	Cause No. 08-CV-02117-P
DALLAS COUNTY, TEXAS; and BRUCE SHERBET, in his capacity as Election Administrator for Dallas County, Texas,	§	
Defendants.	§	

PLAINTIFFS AND DEFENDANT LINDA HARPER BROWN"S JOINT STIPULATION OF DISMISSAL

TO THE HONORABLE JUDGE OF SAID COURT:

COME NOW Plaintiffs, TEXAS DEMOCRATIC PARTY, BOYD L. RICHIE, in his capacity as Chairman of the Texas Democratic Party, FRANK JOSEPH, and BRETT ROSENTHAL (hereinafter collectively referred to as "Plaintiffs"), and Defendant LINDA HARPER BROWN and files this their Joint Stipulation of Dismissal and in support thereof would show the Court as follows:

I.

STIPULATIONS

1. Plaintiffs no longer wish to seek relief relating to any race in the 2008 General Election.

2. Plaintiffs have filed with the Court a Motion to Amend and a First Amended Complaint requesting relief only insofar as it effects future elections.

3. Intervenor/Defendant Linda Harper Brown no longer wishes to proceed as a party to this case.

4. Plaintiffs stipulate they will not amend the case in the future to seek relief that relates to the 2008 General Election.

5. Plaintiffs recognize amending the case in the future to seek relief concerning a 2008 election may subject them to an award of costs pursuant to Federal Rule of Civil Procedure 41(d).

6. Plaintiff intends to pursue the remainder of the case against Dallas County and Bruce Sherbet only.

II.

DISMISSAL

7. This Stipulation is signed by all counsel who have appeared and therefore the dismissal is effective without court order. *See* Fed. R. Civ. Pro. 41(a)(1)(A)(ii).

8. Alternatively, the parties request the Court enter an order resulting in the dismissal of the Defendant Linda Harper Brown, only, without delay.

Dated this 19th day of December, 2008.

Respectfully submitted,

TEXAS DEMOCRATIC PARTY and
BOYD L. RICHIE, in his capacity as
Chairman of the Texas Democratic Party

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