

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

-----X
MARGARITA LÓPEZ TORRES, STEVEN BANKS, C. ALFRED SANTILLO,
JOHN J. MACRON, LILI ANN MOTTA, JOHN W. CARROLL, PHILIP C.
SEGAL, SUSAN LOEB, DAVID J. LANSNER, AND COMMON CAUSE/NY,

Plaintiffs,

v.

Index No. CV 04-1129 (JG)

NEW YORK STATE BOARD OF ELECTIONS; NEIL W. KELLEHER,
CAROL BERMAN, HELENA MOSES DONOHUE, AND EVELYN J.
ACQUILA, IN THEIR OFFICIAL CAPACITIES AS COMMISSIONERS
OF THE NEW YORK STATE BOARD OF ELECTIONS,

Defendants,

NEW YORK COUNTY DEMOCRATIC COMMITTEE, NEW YORK
REPUBLICAN STATE COMMITTEE, ASSOCIATION OF JUSTICES OF THE
SUPREME COURT OF THE STATE OF NEW YORK, ASSOCIATION OF
JUSTICES OF THE SUPREME COURT OF THE CITY OF NEW YORK,
AND JUSTICE DAVID DEMAREST, INDIVIDUALLY, AND AS PRESIDENT
OF THE STATE ASSOCIATION,

Defendant-Intervenors,

ATTORNEY GENERAL OF THE STATE OF NEW YORK,

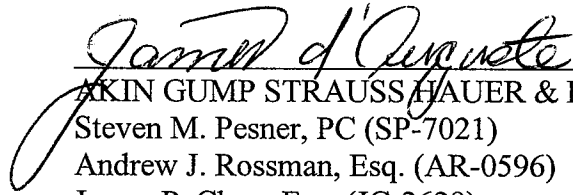
Statutory Intervenor.

-----X
NOTICE OF APPEAL

PLEASE TAKE NOTICE that Defendants and Defendant-Intervenors and the Statutory Intervenor in the above-captioned matter, hereby appeal to the United States Court of Appeals for the Second Circuit from the Decision and Order (the "Order") of the Honorable John Gleeson, U.S.D.J., dated and entered in this action on April 7, 2006, and any other judgments, rulings, or proceedings giving rise to the Order.

Dated: New York, New York
May 8, 2006

Respectfully submitted,


AKIN GUMP STRAUSS HAUER & FELD LLP
Steven M. Pesner, PC (SP-7021)
Andrew J. Rossman, Esq. (AR-0596)
James P. Chou, Esq. (JC-2629)
James E. d'Auguste, Esq. (JD-7373)
Jamison A. Diehl, Esq. (JD-1972)
590 Madison Avenue
New York, New York 10022
*Counsel for The New York County Democratic
Committee*

ARTHUR W. GREIG, ESQ. (AG-2755)
401 Broadway, Suite 1902
New York, New York 10013
*Counsel for The New York County Democratic
Committee*

SIDLEY AUSTIN LLP
Carter G. Phillips, Esq.
1501 K Street, N.W.
Washington, D.C. 20005
Counsel for New York Republican State Committee

STROOCK & STROOCK & LAVAN
Joseph L. Forstadt, Esq. (JF-0398)
Ernst H. Rosenberger, Esq.
Kevin J. Curnin, Esq.
David Sifre, Esq.
Mary A. Gorman, Esq.
180 Maiden Lane
New York, New York 10038
*Counsel for Associations of New York State Supreme
Court Justices in the City and State of New York,
Honorable David Demarest, J.S.C.*

To: Fredrick A.O. Schwarz, Jr. Esq.
The Brennan Center for Justice
at NYU School of Law
161 Avenue of the Americas
New York, New York 10013

Counsel for Plaintiffs

Kent A. Yalowitz, Esq.
Arnold & Porter LLP
399 Park Avenue
New York, New York 10022

Counsel for Plaintiffs

Jeremy M. Creelan, Esq.
Jenner & Block LLP
919 Third Avenue, 37th Floor
New York, NY 10022
(212) 891-1600

Counsel for Plaintiffs