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VIA OVERNIGHT MAIL

Honorable John Gleeson
United States District Judge
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

July 28, 2004

Re: Lopez Torres et al. v. New York State Board of Elections et al. (CV04-1129 (JG))

Dear Judge Gleeson:

I write in response to the letter filed today by counsel for Defendant New York State Board of Elections on behalf of all of the defendants concerning the schedule for hearing Plaintiffs' preliminary injunction motion. We offer here our proposal to honor both observance of the Rosh Hashanah holiday and the Court's prior ruling concerning the hearing date.

Plaintiffs propose to proceed on either of the following two schedules: (1) the Court commences the hearing as scheduled on September 15 and completes that day's proceedings at or near 3:00 p.m. to allow an early departure for Rosh Hashanah, and then, subject to the Court's schedule concerning other matters, continues the proceedings on Monday, September 20 and on consecutive days, if such days are necessary, until the hearing has been completed; or (2) the Court commences the hearing on Monday, September 20, and continues the proceedings on consecutive days until the hearing has been completed.

Respectfully submitted,

Jeremy M. Creelan

cc: Counsel of Record (via facsimile and U.S. Mail)