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July 28, 2004

Hon. John Gleeson
United States District Court
Eastern District of New York
United States Courthouse
225 Cadman Plaza East
Brooklyn, New York 11201

RE: *Lopez Torres v. State Board of Elections*
Index No. **04-CV-1129**

Dear Judge Gleeson:

I am writing on behalf of defendants and defendant-intervenors, regarding the Court's order for a hearing on plaintiffs' motion for a preliminary injunction.

Upon review of the calendar, a potential conflict with regards to the scheduled hearing date for plaintiffs' motion has been identified. The Jewish holy days of Rosh Hashanah begin at sundown on September 15th and continue through September 17th. Those who observe the holiday work, at most, a half of the day in order to allow sufficient time to travel home and have supper prior to sundown.

We anticipate that the hearing on the motion will last more than one day. To begin the hearing on the 15th only to suspend it until the following week would disrupt the flow of the presentation to the Court. In order to avoid this disruption, we suggest that the hearing commence on the September 22. No other scheduled dates need to be changed.

I have conferred with Plaintiff's counsel. They informed me that they desire to begin to the hearing on the 15th.

This short adjustment does not negatively impact the Court's desire for a schedule which concludes the motion this Fall.

Please let us know if you require any further information.

Respectfully submitted,

Todd D. Valentine (TV 5304)
Special Counsel

TDV/mer

cc: **Jeremy Creelan, Esq.**
Kent Yallowitz, Esq.
Joseph L. Forstadt, Esq.
Arthur W. Greig, Esq.
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