

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
NO. 5:16-cv-913-D

FRANCIS X. DE LUCA,

Plaintiff,

v.

THE NORTH CAROLINA STATE  
BOARD OF ELECTIONS; KIM  
WESTBROOK STRACH, in her official  
capacity as the Executive Director of the  
State Board; and A. GRANT WHITNEY,  
RHONDA K. AMOROSO, JOSHUA D.  
MALCOLM; JAMES BAKER and MAJA  
KRICKER, in their official capacities as  
members of the State Board of Elections,

Defendants,

and

LEAGUE OF WOMEN VOTERS OF  
NORTH CAROLINA, NORTH  
CAROLINA A. PHILIP RANDOLPH  
INSTITUTE, COMMON CAUSE  
NORTH CAROLINA, KAY BRANDON,  
SARA STOHLER, HUGH STOHLER,  
ANTHONY MIKHAIL LOBO, ANNA  
JAQUAYS, and MICHAEL T.  
KUYKENDALL, NORTH CAROLINA  
STATE CONFERENCE OF THE  
NATIONAL ASSOCIATION FOR THE  
ADVANCEMENT OF COLORED  
PEOPLE,

Defendant-Intervenors,

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**NOTICE OF VOLUNTARY DISMISSAL  
PURSUANT TO FED. R. CIV. P.  
41(a)(1)(A)(i)**

NOW COMES Plaintiff, Francis X. De Luca, by and through undersigned counsel,  
respectfully submits this notice that the above-captioned action is voluntarily dismissed,

without prejudice against all defendants and defendant-intervenors. No pleading barring such dismissal under the terms of Fed. R. Civ. P. 41(a)(1)(A)(i) has been filed. Dismissal pursuant to that rule therefore appropriate.

This the 20<sup>th</sup> day of December, 2016.

Respectfully submitted,

By: /s/ Josh Howard  
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By: /s/ Karl S. Bowers, Jr.  
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\*appearing pursuant to Local Rule 83.1(d)

*Attorneys for Plaintiff Francis X. De Luca*

# CERTIFICATE OF SERVICE

I hereby certify that I have this day served a copy of the foregoing NOTICE through the electronic service function of the Court's electronic filing system, as follows:

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This the 20<sup>th</sup> day of December, 2016.

/s/ Josh Howard  
Counsel for Plaintiff