

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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COMMON CAUSE/NEW YORK, as an  
organization and on behalf of its members,

**DECLARATION IN SUPPORT  
OF MOTION TO DISMISS**

Case No. 1:17-cv-06770-AJN  
Hon. Alison J. Nathan

-Plaintiffs,

-against-

ROBERT A. BREHM, Co-Executive  
Director, TODD D. VALENTINE,  
Co-Executive Director, PETER S. KOSINSKI,  
Co-Chair, DOUGLAS A. KELLNER, Co-Chair,  
ANDREW J. SPANO, Commissioner, and  
GREGORY P. PETERSON,  
Commissioner, in their official capacities as  
Commissioner of the NEW YORK STATE  
BOARD OF ELECTIONS,

-Defendants.  
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I, NICHOLAS R. CARTAGENA, hereby declare:

1. I am an attorney duly admitted to practice law before this Court and am the Deputy Counsel for the New York State Board of Elections.
2. I appear on behalf of Defendants ROBERT A. BREHM, Co-Executive Director, TODD D. VALENTINE, Co-Executive Director, PETER S. KOSINSKI, Co-Chair, DOUGLAS A. KELLNER, Co-Chair, ANDREW J. SPANO, Commissioner, and GREGORY P. PETERSON, Commissioner, in their official capacities as Commissioner of the NEW YORK STATE BOARD OF ELECTIONS (collectively, “Defendants”).
3. Attached as Exhibit ‘A’ is the Memorandum in Support of Legislation located in the bill jacket for Chapter 659 of the Laws of 1994.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

November 17, 2017

/s/ Nicholas R. Cartagena  
Nicholas R. Cartagena  
Deputy Counsel  
New York State Board of Election  
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