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May 20, 2020

By ECF

Hon. Valerie E. Caproni
United States District Court
Southern District of New York
40 Foley Square
New York, New York 10007

Re: Tucker v. Bd. of Elections in the City of New York, No. 20-cv-03111 (VEC)

Dear Judge Caproni:

We represent Plaintiffs in the above-referenced action. Yesterday, the New York State Court of Appeals denied Dan Quart's motion for leave to appeal the Appellate Division, First Department's decision that Cameron Koffman is eligible to be on the ballot for the upcoming Democratic primary election for Member of the Assembly for the 73rd Assembly District. A copy of the Court of Appeals' May 19, 2020 motion decision list is attached as Exhibit A.

Now that Mr. Quart has exhausted his appeals and Mr. Koffman will be on the ballot for the June 23, 2020 primary, we respectfully request leave to voluntarily dismiss this action pursuant to Federal Rule of Civil Procedure 41.

Respectfully submitted,

/s/

Richard D. Emery
Samuel Shapiro
Nick Bourland

Encl. Ex. A. – New York State Court of Appeals May 19, 2020 Motion Decision List