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VIA ELECTRONIC FILING

United States District Court
Eastern District of Pennsylvania

Re: Dondiego, et al. v. Lehigh County Board of Elections, et al.; Docket No: 22-2111

Dear Judge Schmehl:

Please accept this letter as a reply to the letter from Attorney King dated June 14, 2022.

Attorney King is correct that dismissal under Rule 41(a)(1)(A) is unavailable given the circumstances. Accordingly, we respectfully request Your Honor dismiss this matter pursuant to Rule 41(a)(2).

While Attorney King may object to the terms of the stipulations Plaintiffs and the Elections Boards have agreed to, the legality and/or enforceability of said terms are not before Your Honor for determination and are therefore immaterial for purposes of consideration of the dismissal request. Allowing this matter to continue would require this Court to make binding rulings on each and every stipulation, despite none of those stipulations being a part of the pleadings.

Additionally, Attorney King's prosecuting of his client's gripes through the instant matter will result in a squandering of judicial resources as there are numerous parties involved in this matter, some of whose interests are not implicated by the legality and enforceability of the stipulations including Intervenors Nick Miller and Jarett Coleman. It would also delay the final certification of the May primary election results.

If the Court permits the case to continue, but does not intend to rule on the legality of each and every stipulation, the case no longer serves a legitimate purposes. Plaintiffs will not prosecute this case any further as Plaintiffs believe they have enforceable agreements in place. Presumably, the Elections Boards will not defend a case that is not being prosecuted. Therefore, a failure to

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dismiss this matter will simply lead to a sham hearing where Attorney King's clients will extoll the virtues of voting laws, but without a remedy to be had.

Accordingly, Plaintiffs respectfully request this matter be dismissed, with prejudice.

Respectfully yours,

/s/Matthew Mobilio

Matthew Mobilio

MM/cd

Cc:

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