

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**AMERICAN CIVIL LIBERTIES  
UNION OF OHIO, INC., et al.**

**Plaintiffs,**

**vs.**

**JENNIFER BRUNNER, et al.**

**Defendants.**

) **JUDGE KATHLEEN M. O'MALLEY**

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) **CASE NO. 1:08-CV-00145**

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**NOW COMES** The Cleveland Branch NAACP, by and through its counsel, and pursuant to the instructions of the Office of the National Association for the Advancement of Colored People and its Office of General Counsel, hereby voluntarily withdraws its Amicus Brief filed in the above-captioned case and further moves this Honorable Court for an Order permitting the Cleveland Branch and its undersigned attorneys to withdraw as amicus counsel of record in this matter. The undersigned respectfully submits that this action is being taken in order to comply with the directives of the National Office of the NAACP which are contained in a letter/facsimile sent by the National Office of the NAACP on February 7, 2008 to George L. Forbes as President of the Cleveland Branch instructing the immediate withdraw of the amicus brief and withdrawal of counsel for the Cleveland Branch. A copy of this letter/facsimile is attached hereto marked Exhibit "A" and fully incorporated by reference.

For all of these aforementioned reasons contained herein, this Honorable Court should grant this motion.

Respectfully submitted,

**FORBES, FIELDS & ASSOCIATES CO., L.P.A.**

/s/ Scott H. Schooler, Esq.

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**CERTIFICATE OF SERVICE**

A copy of the foregoing Cleveland Branch NAACP Withdrawal of Amicus Curiae Brief and Motion to Withdraw as Amicus Counsel was filed electronically with service to the other parties, via the Court System on this 7<sup>th</sup> day of February, 2008 and to the following:

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