GRANTED: ✓

DENIED: _____

K. M. O'Malley
U.S. District Judge
4-4-08

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
CLEVELAND DIVISION

American Civil Liberties Union of Ohio, et al.;	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Case No.: 1:08-cv-145
	)	
Jennifer Brunner, et al.;	)	
	)	
Defendants.	)	

PLAINTIFFS' MOTION TO DISMISS WITHOUT PREJUDICE

Now come Plaintiffs, by and through counsel, to ask this Court to dismiss their case without prejudice.

Plaintiffs brought suit against Defendants for abridgement of their voting rights due to the Defendants' selection and use of non-notice central count optical scan (CCOS) voting equipment for the March 4, 2008 presidential primary in Cuyahoga County. During the pendency of this case, the Ohio General Assembly passed 127th Oh. Gen. Ass. Sub. S.B. 286 (SB 286) which prohibits the County from using CCOS beginning May 1, 2008. The Governor signed the bill, and it took effect immediately upon signing.