

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
WESTERN DIVISION**

Anita Rios, et al.,	:	
	:	
Plaintiffs,	:	Case No. 3:04CV7724
	:	
v.	:	JUDGE CARR
	:	
J. Kenneth Blackwell,	:	
	:	
Defendant.	:	

NOTICE OF WITHDRAWAL OF MOTION TO INTERVENE

Now come The Ohio Republican Party, Betty Jo Sherman, Thomas W. Noe, and Glenn A. Wolfe (“Putative Intervenors”), by and through counsel, and hereby give notice of the withdrawal of their Motion to Intervene, filed in this action on November 24, 2004 (Doc. 10). Putative Intervenors hereby state that the results in Ohio of the November 2, 2004 Presidential Election have been certified, Ohio’s electors for President and Vice-President of the United States cast their votes on December 13, 2004, and the inauguration for President and Vice-President of the United States occurred on January 20, 2005. As a result, this case is moot and Putative Intervenors’ no longer seek to intervene in this action.

Respectfully submitted,

/s/ Truman A. Greenwood

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 8, 2005 a true copy of the foregoing was filed electronically. Notice of the filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Truman A. Greenwood

Truman A. Greenwood