


Linda A. Kerns, Esquire (NJ Bar No. 001051999)
LAW OFFICES OF LINDA A. KERNS, LLC
1420 Locust Street – Suite 200
Philadelphia, PA 19102
Tel: (215) 731-1400
Fax: (215) 701-4154
linda@lindakernslaw.com

Noel H. Johnson*
Maureen Riordan*
PUBLIC INTEREST LEGAL FOUNDATION
32 E. Washington St., Ste. 1675
Indianapolis, IN 46204
Tel: (317) 203-5599
Fax: (888) 815-5641
njohnson@PublicInterestLegal.org
mriordan@PublicInterestLegal.org

* *Admitted Pro Hac Vice*
Attorneys for Plaintiff Public Interest Legal Foundation

It is so ordered this 7th day
of February, 2023

Georgette Castner, U.S.D.J.

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

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| <p>PUBLIC INTEREST LEGAL FOUNDATION, INC.,</p> <p style="text-align: right;"><i>Plaintiff,</i></p> <p>v.</p> <p>TAHESHA WAY, in her official capacity as Secretary of State for the State of New Jersey,</p> <p style="text-align: right;"><i>Defendant.</i></p> | <p>Civil Case No. 3:22-cv-02865- FLW-RLS</p> |
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PLAINTIFF’S NOTICE OF DISMISSAL WITHOUT PREJUDICE

On November 9, 2022, the Court granted in part and denied in part Defendant's motion to dismiss (Doc. 10). (Doc. 23.) The Court ordered Defendant "to conduct a search of the State's records and produce any informal instructions (such as emails to or from county officials) and hand-written notes related to identifying, merging, and/or cancelling duplicate voter registration records within 45 days; or alternatively, respond as to why such records are exempt from production." (Doc. 23 at 1-2.)

On December 27, 2022, Assistant Secretary of State Lauren M. Zyriek Enriquez sent the email attached as Exhibit A to Plaintiff's counsel. The email indicates that Defendant has no additional records responsive to the Foundation's request or the Court's order, except for one "technical instructions" document. *See* Exhibit A.

In light of the representations made in the attached email and in other filings, Plaintiff dismisses this action without prejudice, pursuant to Fed. R. Civ. P. 41(a)(1).

Dated: February 1, 2023.

For the Plaintiff Public Interest Legal Foundation:

/s/ Linda A. Kerns
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