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7 *Attorneys for Arizona Independent*
8 *Redistricting Commissioner Jose*
9 *Herrera, in his official capacity*

10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF ARIZONA**

12 Wesley W. Harris; *et al.*,) No. 2:12-cv-00894-ROS-NVW-RRC
13)
14 Plaintiffs,) **NOTICE OF INVOKING**
15) **LEGISLATIVE PRIVILEGE**
16 vs.)
17) (Assigned to three-judge panel)
18 Arizona Independent Redistricting)
19 Commission; *et al.*,)
20)
21 Defendants.)
22)
23)

24 Defendant Arizona Independent Redistricting Commissioner Jose Herrera, by and
25 through undersigned counsel, hereby gives notice that if called to provide testimony in
26 this matter, he will exercise his legislative privilege if asked questions covered by that
27 privilege. Commissioner Herrera has consulted with his independent counsel, is aware of
28 this Court's January 30, 2013 Order and provides this notice after having had the
opportunity to consult with his counsel.

Respectfully submitted this 6th day of February, 2013.

The Mandell Law Firm, LLC

By s/ Michael S. Mandell
Michael S. Mandell

Attorneys for Arizona Independent
Redistricting Commissioner Jose Herrera, in
his official capacity

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CERTIFICATE OF SERVICE

I hereby certify that on February 6, 2013, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all CM/ECF registrants.

s/ Michael Mandell