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**WHEREAS**, on January 10, 2012, ten months after release of population data from the 2010 census, LATFOR and its members adopted amended population data that counts prisoners only at their home residences, thus satisfying the relief requested by Plaintiffs in Counts V and VI of the Complaint; and

**WHEREAS**, no Defendant has served either an answer or a motion for summary judgment;

**NOW, THEREFORE**, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i), Plaintiffs voluntarily dismiss without prejudice Counts V and VI of the Complaint.

Dated: New York, New York  
January 17, 2012

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