



U.S. Department of Justice

Civil Rights Division

Office of the Assistant Attorney General

Washington, D.C. 20530

APR 27 2012

Mr. Michael A. Carvin, Esq.
Jones Day
51 Louisiana Avenue NW
Washington, D.C. 20001

Dear Mr. Carvin:

This refers to Chapter 16 (S.6696-A.9525) (2012), insofar as it relates to the increase in the number of senators from 62 to 63 and provides for the redistricting plan for the State Senate of the State of New York, submitted to the Attorney General pursuant to Section 5 of the Voting Rights Act of 1965, 42 U.S.C. 1973c. We received your submission on March 16, 2012; additional information was received on April 10, 2012.

The Attorney General does not interpose any objection to the specified changes. However, we note that Section 5 expressly provides that the failure of the Attorney General to object does not bar subsequent litigation to enjoin the enforcement of the changes. Procedures for the Administration of Section 5 of the Voting Rights Act of 1965, 28 C.F.R. 51.41.

Because the status of this submission is before the United States District Court for the District of Columbia in *State of New York v. United States*, 1:12-cv-00413 (D.D.C.) (three-judge court), and the United States District Court for the Eastern District of New York in *Favors v. Cuomo*, No. 11-cv-5632 (E.D.N.Y.) (three-judge court), we are providing the Court and counsel of record with a copy of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "T. E. Perez", is positioned above the typed name.

Thomas E. Perez
Assistant Attorney General