



United States District Court
Northern District of California

Chambers of
Jeremy Fogel
United States District Judge

280 South First Street
San Jose, CA 95113

August 21, 2003

Honorable Mary M. Schroeder, Chief Judge
United States Courthouse, Suite 610
401 W. Washington SPC 54
Phoenix, Arizona 85003-2156

Re: Request for Designation of Three Judge Panel

Dear Chief Judge Schroeder:

Pursuant to 42 U.S.C. §1973c and 28 U.S.C. §2284, I hereby request that you designate two judges to sit with me on a three-judge panel to hear two actions recently filed in this district, Salazar, et al. v. Monterey County, et al., Case No. C-03-3584-JF and Oliverez, et al. v. State of California, et al., Case No. C-03-3658-JF. In these actions, the plaintiffs contend that changes in voting procedures related to California's gubernatorial recall election as well as an initiative measure to be voted upon at that election have not been precleared as required by Section 5 of the Voting Rights Act of 1965. A hearing on an order to show cause re preliminary injunction in these cases is set for Friday, August 29, 2003 at 3:00 P.M. at the San Jose Courthouse. Our ceremonial courtroom can accommodate a three-judge panel and is available for the hearing.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Jeremy Fogel".

Jeremy Fogel
United States District Judge

cc:
All Counsel
Cathy Catterson, Clerk of the Court
Chief Judge Marilyn Hall Patel