

McDermott Will & Emery

Boston Brussels Chicago Düsseldorf Houston London Los Angeles Miami Milan
Munich New York Orange County Rome San Diego Silicon Valley Washington, D.C.
Strategic alliance with MWE China Law Offices (Shanghai)

Bobby R. Burchfield
Attorney at Law
bburchfield@mwe.com
+1 202 756 8003

April 29, 2010

Angelo J. Genova, Esq.
Genova, Burns & Giantomasi
494 Broad Street
Newark, NJ 07102-3230

Dear Angelo:

Thank you for your letter confirming that Commissioner Caroline Hunter's declaration raises no ethical concerns, and joining us in condemning the unprincipled and unfounded attacks on her.

As for the rest of your letter, the Third Circuit will soon decide whether the 1982 Consent Decree can continue, and whether any portion of the district court's 2004 *Malone* order survived dismissal of that case pursuant to *Munsingwear*. We cannot forebear noting, however, that last May the DNC had an opportunity to prove its recurrent claim that the RNC engages in minority voter suppression in open court. Rather than doing so, the DNC's preeminent national expert on voter suppression, Dr. Chandler Davidson, admitted under oath that he had no evidence of RNC involvement in such activities for well over 20 years (May 6, 2009, Tr. 23-24).

Best personal regards.

Sincerely,



Bobby R. Burchfield

BRB:ait

Angelo J. Genova, Esq.

April 29, 2010

Page 2

bcc: John Phillippe, Esq.
Heather S. Morris, Esq.
Jason A. Levine, Esq.
Lincoln Mayer, Esq.