



## U.S. Department of Justice

## Civil Rights Division

TCH:RSB:MSR:KG:tst:maf  
DJ 166-012-3  
2010-3433

Voting Section - NWB  
950 Pennsylvania Avenue, NW  
Washington, DC 20530

June 20, 2011

Robbie Anderson, Esq.  
Senior Elections Counsel  
1500 11<sup>th</sup> Street, 5<sup>th</sup> Floor  
Sacramento, California 95814

Dear Mr. Anderson:

This refers to Proposition 14 (2010), which create the top-two primary election system with related changes to the Election Code, for the State of California, submitted to the Attorney General pursuant to Section 5 of the Voting Rights Act of 1965, 42 U.S.C. 1973c. We received your response to our October 25, 2010, request for additional information on April 21, 2011; additional information was received through May 19, 2011.

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.

Sincerely,

A handwritten signature in cursive script, appearing to read "T. Christian Herren, Jr.", written in black ink.

T. Christian Herren, Jr.  
Chief, Voting Section