

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

<p>JOSEPH HAYDEN, on behalf of himself and all individuals similarly situated,</p> <p style="text-align:center">Plaintiff,</p> <p style="text-align:center">v.</p> <p>GEORGE PATAKI, Governor of the State of New York, CAROL BERMAN, Chairperson, New York State Board of Elections, and GLEN S. GOORD, Commissioner of New York State Department of Correctional Services,</p> <p style="text-align:center">Defendants.</p>	<p style="text-align:center">Case No.: 00 Civ. 8586 (LMM)</p> <p style="text-align:center">NOTICE OF MOTION FOR LEAVE TO FILE PLAINTIFF'S FIRST AMENDED COMPLAINT</p>
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TO DEFENDANTS AND THEIR ATTORNEYS:

Please take notice, that plaintiff JOSEPH HAYDEN, through his counsel, hereby moves this Honorable Court pursuant to Rule 15(a) of the Federal Rules of Civil Procedure, on a date to be determined by the Court, for an order allowing the filing of his First Amended Complaint in this matter (attached hereto), adding additional claims and additional parties to Plaintiff's original *pro se* Complaint, based upon the reasons set forth in the attached Memorandum of Law in Support of the Motion for Leave to File Plaintiff's First Amended Complaint.

Please take further notice, pursuant to Local Civil Rule 24.1(b), that the proposed First Amended Complaint draws into question the constitutionality of a New York State statute affecting the public interest.

DATED: January 15, 2003

Respectfully submitted,

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